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By-haws. 80-179
80-183



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The Corporation of the City of Hamilton

BY-LAW NO. 80-183

To Establish:

THE HESS VILLAGE PEDESTRIAN MALL AUTHORITY

WHEREAS section 3 of The City of Hamilton Act, 1979 provides that the council of The Corporation of the City of Hamilton may pass by-laws for establishing one or more pedestrian mall or way authorities;

AND WHEREAS it is desirable to establish a pedestrian mall or way authority for the pedestrian mall or way on George Street between Queen Street South and Hess Street South.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. An authority to be known as "The Hess Village Pedestrian Mall Authority" is hereby established.

2. The following persons are hereby appointed as members of The Hess Village Pedestrian Mall Authority:

1. Member of Council:

Alderman W. M. McCulloch.

2. Non-members of Council:

Mr. Gerry Laarakker;
Mr. John Kiriakopoulos;
Mr. Bram Radix;
Mr. Ray Harris.

3. There is hereby entrusted to The Hess Village Pedestrian Mall Authority, the maintenance, control, operation and management of "The Hess Street Village Mall", within a budget as may be approved by the council of The Corporation of the City of Hamilton.

4. The Hess Village Pedestrian Mall Authority is hereby authorized to place or authorize the placing in or upon the pedestrian mall or way,

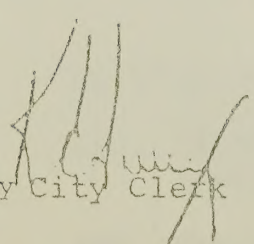
- (a) trees, shrubs, flower beds, plants and any other things that will beautify the pedestrian mall or way;
- (b). benches, chairs, tables, displays, exhibits and any other things, for the convenience, comfort, education, refreshment, amusement or entertainment of pedestrians.

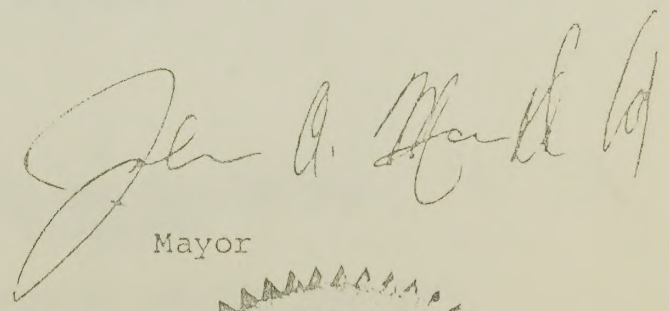
5. (1) No person shall use any part of the pedestrian mall or way for commercial or business purposes without first obtaining a permit from The Hess Village Pedestrian Mall Authority.

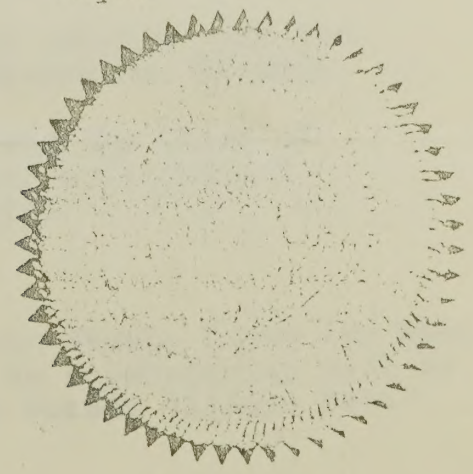
(2) Every applicant for a permit shall make an application in writing to the Authority on a form provided by the Authority and shall pay to the Authority the rates prescribed by the Authority and approved of by the Council of The Corporation of the City of Hamilton.

6. Every person who contravenes section 5, is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000.00, exclusive of costs.

PASSED this 24th day of June A.D. 1980.

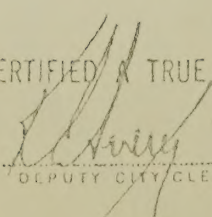

Deputy City Clerk


Mayor



(1980) 7 R.T.E.C. 21(b), April 29

CERTIFIED & TRUE COPY


DEPUTY CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 80- 179

To Establish:

A PEDESTRIAN MALL OR WAY ON GEORGE STREET,
BETWEEN QUEEN STREET SOUTH AND HESS STREET SOUTH

WHEREAS paragraph 110 of section 354(1) of The Municipal Act, R.S.O. 1970, Chapter 284 provides that by-laws may be passed by the council of local municipalities:

110. Subject to the approval of the Minister of Transportation and Communications, to establish all or any part of any street solely or principally as a way for the use of pedestrians and for prohibiting the use thereof by vehicles or any class thereof except to such extent or for such period or periods as may be specified;

AND WHEREAS it is desirable to establish a pedestrian mall or way on George Street between Queen Street South and Hess Street South.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,
 - (a) "Authority" means The Hess Village Pedestrian Mall Authority;
 - (b) "authorized emergency vehicle" has the same meaning as in By-law No. 66-100;
 - (c) "chief constable" means the Chief of Police of the Regional Municipality of Hamilton-Wentworth.
2. George Street between Queen Street South and Hess Street South is hereby established as a pedestrian mall or way and shall be known as "The Hess Street Village Mall".
3. Except as provided in section 5, the pedestrian mall or way shall be solely used for pedestrians.

4. Delivery vehicles shall use the pedestrian mall or way only for the purpose of loading or unloading goods, wares and merchandise at any premises abutting the mall or way, and only during the periods specified in schedule "A" hereto annexed.

5. (1) No person shall use or cause to be used or permit to be used a vehicle on the pedestrian mall or way established under section 2, other than,

- (a) an authorized emergency vehicle; or
- (b) a delivery vehicle during the periods specified in schedule "A";
- (c) a vehicle for which a permit has been issued by the chief constable for the purposes mentioned in subsection 2.

(2) The chief constable upon request of the Authority may issue a permit to an abutting owner or occupant to enter upon the pedestrian mall or way at such times and at such places as the Authority may stipulate for the purposes of,

- (a) maintenance or construction of the pedestrian mall or way;
- (b) reconstruction, alteration, renovation or repair of the premises abutting the pedestrian mall or way.

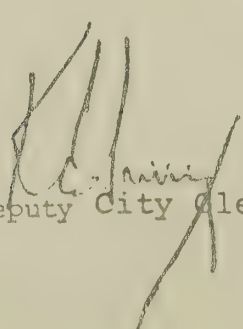
(3) Every permit issued under subsection 2 shall be carried at all times by the driver of the vehicle and produced upon the request of a police officer.

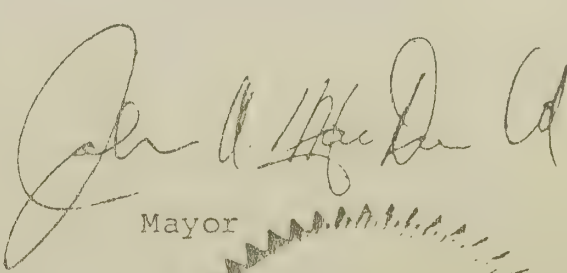
6. Every person who contravenes any provision of this by-law is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000.00, exclusive of costs.

7. This by-law comes into force on the day it receives approval of the Minister of Transportation and Communications.

READ A FIRST AND SECOND TIME on the 27th day of May, A.D. 1980.

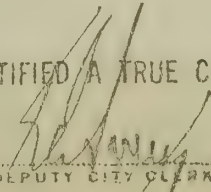
READ A THIRD TIME AND FINALLY PASSED on the 24th day of June A.D. 1980.


Deputy City Clerk


Mayor

(1980) 7 R.T.E.C. 21(a), April 29

CERTIFIED A TRUE COPY


DEPUTY CITY CLERK



SCHEDULE "A"

To By-law No. 80-179

HOURS OF USE BY DELIVERY VEHICLES

DAY (Col. 1)	FORENOON		AFTERNOON	
	FROM (Col. 2)	TO (Col. 3)	FROM (Col. 4)	TO (Col. 5)
Monday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Tuesday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Wednesday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Thursday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Friday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Saturday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Sunday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.

The Corporation of the City of Hamilton

BY-LAW NO. 80- 001

To Adopt:

Official Plan Amendment No. 348

Respecting:

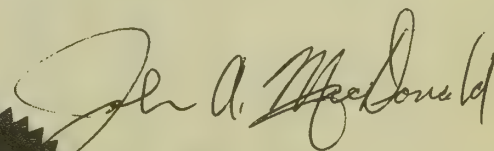
LAND LOCATED AT THE NORTH-WEST CORNER OF
JACKSON STREET WEST AND POULETTE STREET

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 348 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
section 1 above, as may be requisite, be obtained and for
the doing of all things for the purpose thereof.

PASSED this 8th day of January A.D. 1980.


City Clerk


Mayor



AMENDMENT NO. 348 of the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 348.

PURPOSE:

To change the land use designation established in a prescribed area.

LOCATION:

North west corner of Jackson Street West and Poulette Street.

BASIS:

It is proposed that lands at the north west corner of Jackson Street West and Poulette Street, be used for commercial purposes and that the present designation of these lands be changed accordingly.

ACTUAL CHANGE:

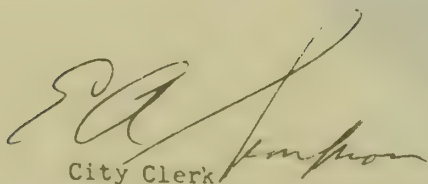
That the designation of the lands outlined in red on Schedule "A" be changed from "Residential" to "Commercial".

IMPLEMENTATION:

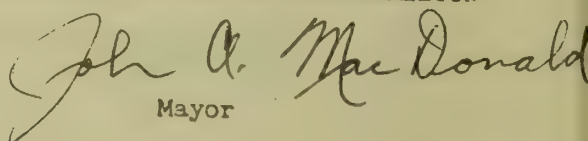
A Restricted Area By-Law will give effect to the intended commercial use of the subject lands.

Bill No. 1

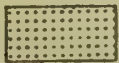
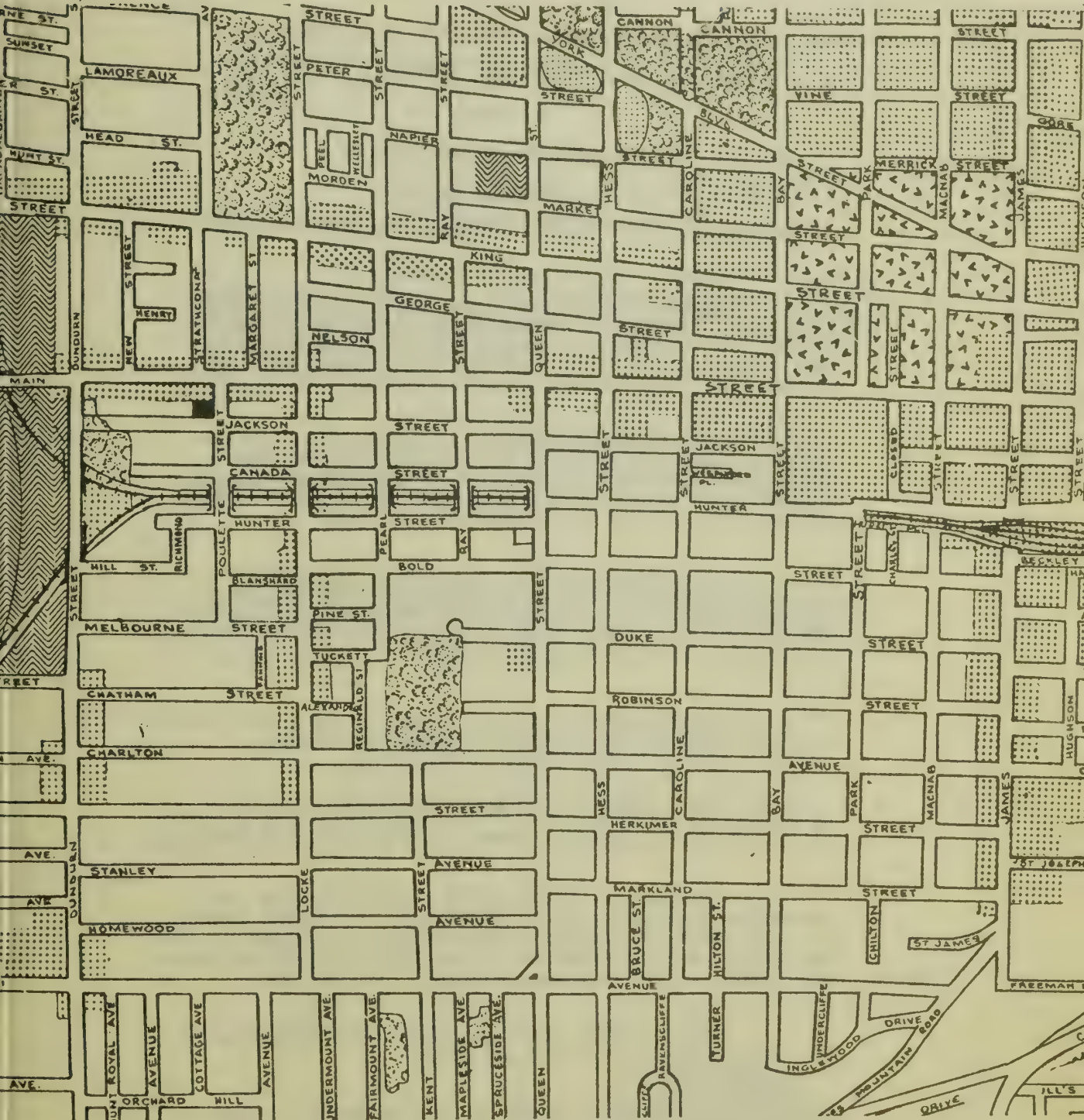
This is Schedule 1 to By-law No. 80-001 passed the 8th day of January, 1980


City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor

CHANGE FROM
"RESIDENTIAL" TO "COMMERCIAL"



COMMERCIAL



INDUSTRIAL



DOWNTOWN



RECREATION, CIVIC
AND CULTURAL



RESIDENTIAL



The Corporation of the City of Hamilton

BY-LAW NO. 80-002

To Amend:

The Parks By-law No. 77-221

Respecting:

DEFINITION OF PARK AND ALCOHOLIC BEVERAGES IN PARKS

WHEREAS By-law No. 77-221 was enacted in accordance with section 352, paragraph 28 of The Municipal Act, R.S.O. 1970, Chapter 284, the Board of Park Management having been dissolved in accordance with section 136 of The Regional Municipality of Hamilton-Wentworth Act, 1973;

AND WHEREAS paragraph 74 of section 352 of The Municipal Act, R.S.O. 1970, Chapter 284 provides that a council may pass by-laws for operating or managing parks, recreational areas, playgrounds, athletic fields or other places of recreation and amusement and arenas;

AND WHEREAS section 46a of The Liquor Licence Act, 1975 provides that council may pass a by-law designating stadia, arenas and other recreational areas within the city owned or controlled by the city as places where possession of liquor is prohibited;

AND WHEREAS section 56 of The Liquor Licence Act, 1975 provides for the seizure of liquor as evidence;

AND WHEREAS the council has passed subsection 1 of section 24 of By-law No. 77-221 prohibiting the possession of liquor in a Park without prior approval of the city;

AND WHEREAS it is proposed to add arenas and recreation centres to the definition of "Park", to provide for special occasion permits issued under The Liquor Licence Act, 1975 and to provide for the seizure of liquor in parks as evidence to prove contravention of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) Clause (h) of section 1 of By-law No. 77-221 is amended by inserting after "stadium" in the first line "arena" so that the clause shall read as follows:

(h) "Park" includes public park, recreation ground, stadium, arena, square, avenue, boulevard and drive;

(b) Clause (j) of section 1 of the said By-law is amended by inserting after "means a" in the first line "recreation centre", so that the clause shall read as follows:

(j) "recreation ground" means a recreation centre, play lot, playground, playfield, school ground, athletic field, and includes any building thereon;

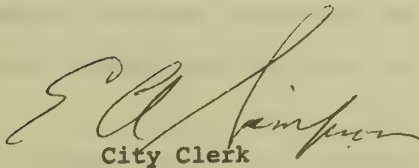
2. Subsection 1 of section 24 of the said By-law is amended by adding at the end thereof the following "and only under the authority of a special occasion permit issued under section 8 of The Liquor Licence Act, 1975", so that the subsection shall read as follows:

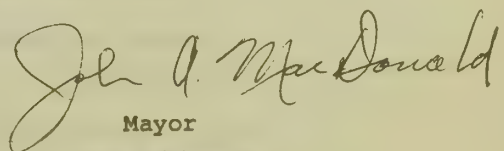
(1) No person shall bring into a Park or have in his care or custody or possession, alcoholic beverages while in a Park without the prior approval of the City and only under the authority of a special occasion permit issued under section 8 of The Liquor Licence Act, 1975.

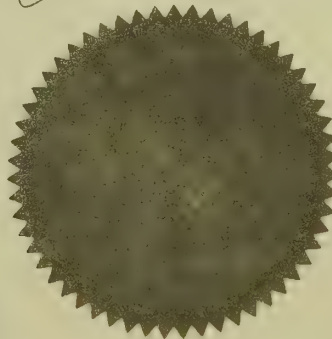
3. Subsection 2 of section 24 of the said By-law is amended by adding at the end thereof "and section 56 of The Liquor Licence Act, 1975 applies with all necessary changes in respect of a contravention of this By-law", so that the subsection shall read as follows:

(2) Any constable, upon discovery of the alcoholic beverage in a Park, may remove the alcoholic beverage and section 56 of The Liquor Licence Act, 1975 applies with all necessary changes in respect of a contravention of this By-law.

PASSED this 8th day of January A.D. 1980.


City Clerk


Mayor



(1980) 1 R.P.R.C. 2, January 8

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 003

TO PROVIDE FOR THE SETTLING AND MARKING THE BOUNDARY LINES
OF A CERTAIN HIGHWAY AND TO SET IT APART FOR THE
PURPOSE OF A FOOTPATH
(Easterly from Upper James Street to Allison Crescent)

WHEREAS paragraph 97 of subsection 1 of section 354 of The Municipal Act, R.S.O. 1970, as amended provides that the council of a municipality may pass by-laws to provide for surveying, settling and marking the boundary lines of highways.

AND WHEREAS the Council of The Corporation of the City of Hamilton is empowered under section 453 of The Municipal Act, R.S.O. 1970, Chapter 284 as amended to set apart so much of the highway as the Council may consider necessary for the purpose of a footpath.

AND WHEREAS the highway more particularly described in Schedule "A" has been dedicated and established by long public user and has been accepted by the municipality by the constructing of certain works thereon.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to survey, settle and mark the boundaries of the said highway.

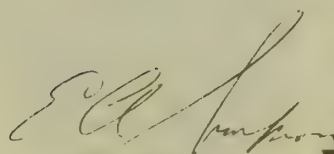
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to set apart the whole of the said highway for the purposes of a footpath.

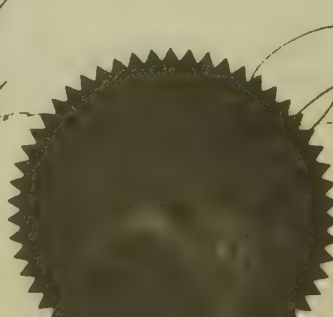
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

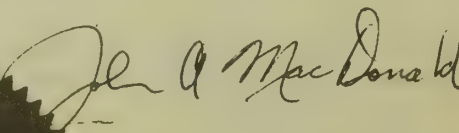
1. The boundary lines of the said highway are hereby settled and marked in accordance with the description attached hereto as Schedule "A".
2. The said highway is hereby set apart for the purpose of a footpath.

PASSED this 8th day of January

A.D. 1980.


City Clerk




Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate lying and being in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth in the Province of Ontario being composed of part of Lot 6, Concession 1 of the Township of Glanford and part of Parcel "A" according to Allison Survey Registered in the Land Registry Office for the Registry Division of Wentworth as Plan Number 1013 and designated as Part 1 on a reference plan received and deposited in the said Land Registry Office on 26th September, 1979 as Plan 62R-5020.

BY-LAW NO. 80- 004

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 8TH DAY OF JANUARY, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 8th day of January A.D., 1980.

E. J. Simpson
City Clerk

John A. MacDonald
Mayor



01/17/80

Bill No. 5

BY-LAW NO. 80- 005

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 17TH DAY OF JANUARY, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

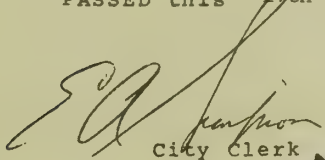
AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

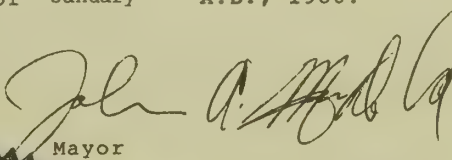
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 17th day of January A.D., 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80-006

To Adopt:

THE LANDSDALE NEIGHBOURHOOD REDEVELOPMENT PLAN

WHEREAS By-law No. 78-01, passed on the 10th day of January, 1978, designated the Landsdale Neighbourhood as a Redevelopment Area in accordance with subsection 2 of section 22 of The Planning Act, R.S.O. 1970, Chapter 349, having been approved by the Minister on the 12th day of December, 1977;

AND WHEREAS subsection 5 of section 22 of The Planning Act provides as follows:

- (5) When a by-law has been passed and approved under subsection 2, the council, with the approval of the Minister, may by by-law adopt a redevelopment plan for the redevelopment area;

AND WHEREAS Item 4 of the 33rd Report of the Planning and Development Committee, adopted by Council on the 9th day of October, 1979, approved a redevelopment plan dated June, 1979 for the Landsdale Neighbourhood Redevelopment Area.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

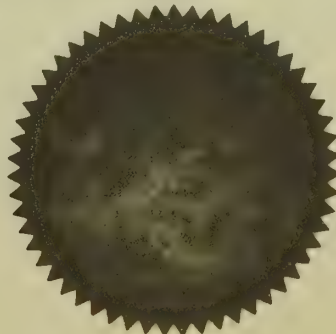
1. The Landsdale Redevelopment Area Plan dated June, 1979, hereto annexed as schedule "A" and forming part of this by-law, is adopted as the redevelopment plan for the Landsdale Neighbourhood Redevelopment Area designated by By-law No. 78-01.

READ A FIRST AND SECOND TIME on the 9th day of October, A.D. 1979.

READ A THIRD TIME AND FINALLY PASSED on the 29th day of January A.D.1980 , the approval of the Minister having been granted on the 14th day of January A.D.1980. .


City Clerk


Mayor



SCHEDULE "A"

To

BY-LAW NO. 80-006

To Adopt:

THE LANDSDALE NEIGHBOURHOOD REDEVELOPMENT PLAN

CITY OF HAMILTON

NEIGHBOURHOOD IMPROVEMENT PROGRAMME

LANDSDALE DESIGNATED AREA

REDEVELOPMENT PLAN

DEPARTMENT OF
COMMUNITY DEVELOPMENT
1979 JUNE

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LANDSDALE NEIGHBOURHOOD REDEVELOPMENT PLAN

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CITY OF HAMILTONNEIGHBOURHOOD IMPROVEMENT PROGRAMMELANDSDALE DESIGNATED AREAREDEVELOPMENT PLANA INTRODUCTION(I) AREA DESIGNATION

ON 1977 OCTOBER 25, HAMILTON CITY COUNCIL ADOPTED SECTION 2(B) OF THE 26TH REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE WHEREBY THE AREA KNOWN AS THE LANDSDALE NEIGHBOURHOOD WITHIN THE CITY OF HAMILTON WAS TO BE DESIGNATED A NEIGHBOURHOOD IMPROVEMENT PROGRAMME REDEVELOPMENT AREA; AND, IN ADDITION DIRECTED THAT APPLICATION BE MADE TO THE MINISTER OF HOUSING, PROVINCE OF ONTARIO, FOR THE UNDERTAKING OF A NEIGHBOURHOOD IMPROVEMENT PROGRAMME WITHIN THE LANDSDALE NEIGHBOURHOOD AT A GROSS COST OF TWO MILLION SEVEN HUNDRED EIGHTY-FOUR THOUSAND DOLLARS (\$2,784,000.).

SUBSEQUENTLY, THE DEPARTMENT OF COMMUNITY DEVELOPMENT, CITY OF HAMILTON, MADE FORMAL APPLICATION TO THE MINISTER OF HOUSING FOR OFFICIAL DESIGNATION OF LANDSDALE NEIGHBOURHOOD AS A REDEVELOPMENT AREA AND, ON 1977 DECEMBER 12 THE HONOURABLE JOHN R. RHODES, MINISTER OF HOUSING DID GRANT HIS APPROVAL FOR SUCH DESIGNATION PURSUANT TO SECTION 22(2) OF THE PLANNING ACT, R.S.O. 1970.

(II) CITIZEN PARTICIPATION AND PLAN PREPARATION

IN ORDER THAT THE RESIDENTS AND PROPERTY OWNERS FROM THE LANDSDALE REDEVELOPMENT AREA MIGHT CONTRIBUTE TO THE IMPROVEMENT OF SAID AREA, THE DEPARTMENT OF COMMUNITY DEVELOPMENT SENT A LETTER SIGNED BY THE ALDERMEN FOR WARD THREE, WHEREIN THE LANDSDALE AREA IS LOCATED, TO THE FOUR THOUSAND THREE HUNDRED AND EIGHTY ONE (4,381) RESIDENTS AND/OR PROPERTY OWNERS OF THE LANDSDALE NEIGHBOURHOOD. THE LETTER ADVISED THE RESIDENTS AS TO THE FEATURES AND REQUIREMENTS OF THE NEIGHBOURHOOD IMPROVEMENT PROGRAMME, AND INVITED THEM TO ATTEND EITHER OR BOTH OF TWO (2) PUBLIC MEETINGS WHICH WERE TO BE HELD IN THE NEIGHBOURHOOD.

-2-

RESIDENTS WERE ALSO ENCOURAGED TO SUBMIT NOMINATIONS OF PERSONS TO SERVE ON A "NEIGHBOURHOOD PLANNING COMMITTEE". FIVE (5) COMMITTEE MEMBERS WERE ELECTED AT THE LAST OF TWO (2) PUBLIC MEETINGS HELD 1978 MARCH 1ST AND 15TH. THE CITY CLERK FOR THE CITY OF HAMILTON AS WELL RECEIVED A FURTHER FORTY NINE (49) NOMINATIONS TO THE NEIGHBOURHOOD PLANNING COMMITTEE FROM WHICH THE REMAINING TEN (10) MEMBERS WERE CHOSEN BY THE TWO ALDERMEN FOR WARD THREE IN CONSULTATION WITH STAFF FROM THE DEPARTMENT OF COMMUNITY DEVELOPMENT. IN ORDER THAT THE MEMBERS OF THE NEIGHBOURHOOD PLANNING COMMITTEE WERE REPRESENTATIVE OF THE POPULACE OF THE LANDSDALE NEIGHBOURHOOD, CONSIDERATION WAS GIVEN TO SUCH FACTORS AS OCCUPATION, ETHNICITY, SEX, RESIDENCE LOCATION, AND WHETHER THEY WERE PROPERTY OWNERS OR TENANTS WITHIN THE NEIGHBOURHOOD.

THE PURPOSE AND SCOPE OF THE CITIZEN'S NEIGHBOURHOOD PLANNING COMMITTEE WAS TO ASSIST IN THE PREPARATION, FROM A NEIGHBOURHOOD POINT-OF-VIEW, OF A REDEVELOPMENT PLAN FOR CONSIDERATION BY THE NEIGHBOURHOOD IMPROVEMENT PROGRAMME STAFF CO-ORDINATING COMMITTEE, THE PLANNING AND DEVELOPMENT COMMITTEE, HAMILTON CITY COUNCIL AND THE MINISTER OF HOUSING OF THE PROVINCE OF ONTARIO AND, SUBSEQUENTLY, ESTABLISH PRIORITY PROJECTS FOR IMPROVEMENTS TO THE LANDSDALE NEIGHBOURHOOD. THE NEIGHBOURHOOD PLANNING COMMITTEE WILL CONTINUALLY REVIEW COST ESTIMATES OF PROJECTS PROPOSED FOR IMPLEMENTATION UNDER THE NEIGHBOURHOOD IMPROVEMENT PROGRAMME AND WILL CONTINUE IN EXISTENCE FOR THE LIFE OF THE THREE (3) YEAR IMPLEMENTATION STAGE. THE COMMITTEE WILL CONTINUALLY REVIEW AND REASSESS PROJECTS AND ADVISE CITY COUNCIL THROUGH THE DEPARTMENT OF COMMUNITY DEVELOPMENT OF ANY PROJECT CHANGES.

B THE REDEVELOPMENT PLAN

(I) THE PURPOSE AND SCOPE OF THE REDEVELOPMENT PLAN

THE PURPOSE OF THE REDEVELOPMENT PLAN IS TO GUIDE FUTURE DEVELOPMENT IN THE LANDSDALE NEIGHBOURHOOD UNDER THE TERMS AND CONDITIONS OF THE NEIGHBOURHOOD IMPROVEMENT PROGRAMME.

- 3 -

CONSEQUENTLY, THE REDEVELOPMENT PLAN ISOLATES THOSE PROBLEMS WHICH PRESENTLY EXIST IN THE NEIGHBOURHOOD AND IDENTIFIES WAYS AND MEANS TO ALLEVIATE THE AFOREMENTIONED PROBLEMS.

CONSIDERING BOTH THE FINANCIAL AND TIME CONSTRAINTS OF THE NEIGHBOURHOOD IMPROVEMENT PROGRAMME, IT IS HIGHLY UNLIKELY THAT ALL OF THE PROPOSED ACTIONS IN THE REDEVELOPMENT PLAN CAN BE ACTED UPON WITHIN THE THREE (3) YEAR TIME LIMIT OF THE IMPLEMENTATION STAGE. THEREFORE, IT WILL BE NECESSARY FOR THE NEIGHBOURHOOD PLANNING COMMITTEE TO ESTABLISH A PRIORITY LIST OF PROJECTS WHICH WILL ACCOUNT FOR, AND RESOLVE, THE MOST SERIOUS AND PREVALENT OF THE PROBLEMS AND DEMANDS GENERATED IN THE LANDSDALE NEIGHBOURHOOD.

(II) LANDSDALE NEIGHBOURHOOD BACKGROUND

LANDSDALE NEIGHBOURHOOD IS SITUATED IN THE NORTH-CENTRAL AREA OF THE CITY AND IS BOUNDED NORTHERLY BY THE C.N.R. MAIN LINE, EASTERLY BY WENTWORTH STREET NORTH, SOUTHERLY BY MAIN STREET EAST, AND WESTERLY BY WELLINGTON STREET NORTH.

LANDSDALE IS ONE OF THE MOST HISTORIC AND HEAVILY POPULATED NEIGHBOURHOODS IN THE CITY OF HAMILTON. IN 1977, ITS POPULATION WAS EIGHT THOUSAND EIGHT HUNDRED AND THIRTY-EIGHT (8,858). THE TOTAL NET RESIDENTIAL AREA OF LANDSDALE IS ONE HUNDRED AND THIRTY-ONE DECIMAL THREE (131.3) ACRES. THERE IS AN AVERAGE OF TWENTY-SEVEN (27) DWELLING UNITS PER NET RESIDENTIAL ACRE AND APPROXIMATELY SIXTY-EIGHT (68) PERSONS PER NET RESIDENTIAL ACRE. THIS IS APPROXIMATELY TWICE AS HIGH AS THE CITY AVERAGE. THERE IS EVIDENCE THROUGHOUT LANDSDALE OF A TREND TOWARDS REHABILITATION OF THE EXISTING HOUSING STOCK, HOWEVER, THERE STILL ARE DETERIORATED RESIDENTIAL POCKETS BLIGHTING THE AREA. THE EXTREME RESIDENTIAL NATURE OF LANDSDALE HAS LIMITED THE AMOUNT OF PUBLIC OPEN SPACE. CONSEQUENTLY, THERE IS A SEVERE SHORTAGE OF DEVELOPED PARKLAND.

(III) NEIGHBOURHOOD PROBLEMS

THE FOLLOWING LIST OF PROBLEMS WITHIN THE AREA IS A RESULT OF AN ANALYSIS OF NEIGHBOURHOOD QUESTIONNAIRE RETURNS AS WELL AS A CONTINUING DIALOGUE WITH RESIDENTS OF THE AREA.

-4-

- (1) LACK OF NEIGHBOURHOOD PARK AND OPEN SPACE FACILITIES;
- (2) BUILDING CONDITIONS IN SOME AREAS OF THE NEIGHBOURHOOD ARE DETERIORATING;
- (3) LAND USE CONFLICTS;
- (4) LACK OF PARKING FACILITIES IN RESIDENTIAL AREAS;
- (5) COMMERCIAL OBSOLESCENCE IN SOME AREAS;
AND,
- (6) THROUGH TRAFFIC IN RESIDENTIAL AREAS.

(IV) THE NEIGHBOURHOOD PROGRAMME

OBJECTIVE I

INCREASE THE AMOUNT OF USEABLE PARK/OPEN SPACE. REFERENCE SHOULD BE MADE TO APPENDIX ("A"), REDEVELOPMENT PLAN, WHICH DESIGNATES ALL PARK/OPEN SPACE AREAS IN THE LANDSDALE NEIGHBOURHOOD.

PROPOSED ACTION

(1) SUBSEQUENT TO THE ACQUISITION AND DEMOLITION OF PROPERTIES ADJACENT TO AND NORTH OF TWEEDSMUIR SCHOOL AT THE BLOCK BOUNDED NORTHERLY BY WILSON STREET, EASTERLY BY EAST AVENUE, SOUTHERLY BY KING WILLIAM STREET AND WESTERLY BY VICTORIA AVENUE NORTH, THAT PARK DEVELOPMENT TAKE PLACE THROUGH THE N.I.P.

(2) THAT WHERE FEASIBLE, CONSIDERATION BE GIVEN TO DEVELOPING EXISTING BOARD OF EDUCATION PROPERTY (BOTH SEPARATE AND PUBLIC), THUS INCREASING THE AMOUNT OF USEABLE PARK/OPEN SPACE.

(3) THAT A "PASSIVE" HORTICULTURAL PARKETTE BE CONSIDERED FOR DEVELOPMENT ON CENTURY STREET ON CITY-OWNED PROPERTY.

OBJECTIVE II

ENCOURAGE THE DEVELOPMENT OF A FULL RANGE OF ACTIVE AND PASSIVE RECREATIONAL ACTIVITIES FOR ALL AGE GROUPS.

PROPOSED ACTION

(1) THAT THE IMPROVEMENT OF THE EXISTING RECREATIONAL FACILITIES BE UNDERTAKEN WITH A VIEW TO INCORPORATING MODERN TRENDS IN DESIGN OF VARIOUS TYPES OF FACILITIES IN THE FIELD OF RECREATION.

(2) THAT AN INDOOR RECREATION FACILITY OF A SUITABLE SIZE BE ESTABLISHED IN THE GIBSON REDEVELOPMENT AREA ON THE CENTRAL SECONDARY SCHOOL SITE ON WENTWORTH STREET NORTH TO SERVE BOTH THE GIBSON AND LANDSDALE REDEVELOPMENT AREAS. THE COST OF CONSTRUCTING SUCH A FACILITY AND DEVELOPING THE REMAINDER OF THE SITE, WILL BE SHARED EQUALLY BY THE GIBSON AND LANDSDALE N.I.P.

(3) THAT BIRGE PARK, LOCATED IN THE NORTH-EAST SECTION OF THE NEIGHBOURHOOD, BE DEVELOPED TO SERVE THE NEIGHBOURHOOD IN THE MOST EFFECTIVE MANNER.

OBJECTIVE III

ENCOURAGE NEIGHBOURHOOD FACILITIES SERVING THE GENERAL NEEDS OF THE COMMUNITY.

PROPOSED ACTION

ASSIST, WHERE THERE IS A DEMONSTRATED NEED, IN THE IMPROVEMENT AND/OR ESTABLISHMENT OF SOCIALLY ORIENTED CENTRES.

OBJECTIVE IV

ENHANCE THE PHYSICAL APPEARANCE, STRUCTURAL SOUNDNESS AND SAFETY OF ALL PROPERTY IN THE NEIGHBOURHOOD.

PROPOSED ACTION

(1) THAT THE CITY OF HAMILTON, ACTIVELY ENFORCE THE PROPERTY STANDARDS BY-LAW (74-74), FOR ALL PROPERTIES IN THE AREA, AND THAT ENFORCEMENT BE TEMPERED WITH ENCOURAGEMENT, ADVICE AND ASSISTANCE.

-6-

(2) IN CONJUNCTION WITH BY-LAW 74-74, A REHABILITATION PROGRAMME BE IMPLEMENTED TO CONSERVE AND IMPROVE THOSE AREAS OF THE NEIGHBOURHOOD THAT REQUIRE SUCH ATTENTION.

(3) THAT IMPLEMENTATION OF ANY RELEVANT GOVERNMENT PROGRAMME WHICH ENCOURAGES THE IMPROVEMENT, REHABILITATION AND CONSERVATION OF EXISTING STRUCTURES (I.E. RESIDENTIAL REHABILITATION ASSISTANCE PROGRAMME) BE CARRIED OUT BY THE DEPARTMENT OF COMMUNITY DEVELOPMENT.

(4) THAT SELECTED RESIDENTIAL DWELLINGS WHICH ARE DEEMED TO BE BEYOND A REASONABLE LEVEL OF ECONOMIC REHABILITATION IN CONSIDERATION OF THE CITY OF HAMILTON'S PROPERTY STANDARDS BY-LAW (74-74), BE CONSIDERED FOR PURCHASE UNDER THE PROVISIONS OF THE LEGISLATION GOVERNING THE NEIGHBOURHOOD IMPROVEMENT PROGRAMME. ANY SUCH PROPERTY WILL BE CLEARED FOR THE PRIMARY PURPOSE OF PROVIDING NEW HOUSING FOR INDIVIDUALS OR FAMILIES OF LOW TO MODERATE INCOME. THE PRECEEDING DOES NOT PRECLUDE THE FACT THAT SOME LANDS SO ACQUIRED MAY ULTIMATELY BE USED FOR THE PROVISION OF OPEN SPACE OR COMMUNITY FACILITIES WITHIN THE DESIGNATED N.I.P. AREA.

OBJECTIVE V

TO ENCOURAGE AND FOSTER THE MOST DESIRABLE AND ATTRACTIVE FORMS OF REDEVELOPMENT WITHIN LANDSDALE NEIGHBOURHOOD.

PROPOSED ACTION

(1) THAT SHOULD PRIVATE REDEVELOPMENT OCCUR, ANY ADJACENT PARCEL OF LAND NOT INCLUDED IN THE REDEVELOPMENT SCHEME, BUT DESIGNATED FOR DEVELOPMENT, BE OF SUFFICIENT SIZE AND OF A SUITABLE NATURE TO BE REDEVELOPED INDEPENDENTLY AT A LATER DATE.

OBJECTIVE VI

ESTABLISH ALTERNATIVE SOLUTIONS TO THE EXISTING LACK OF OFF-STREET PARKING.

PROPOSED ACTION

(1) RECOMMEND TO THE TRAFFIC DEPARTMENT OF THE CITY OF HAMILTON THAT THEY INITIATE ACTION TO ALLEVIATE A LACK OF OFF-STREET PARKING IN ORDER TO PROVIDE RESIDENTS WHO LACK OFF-STREET PARKING WITH A PARKING SPACE ON THE STREET WHERE THEY RESIDE.

OBJECTIVE VII

ESTABLISH AN APPROPRIATE AND COMPATIBLE TRAFFIC SYSTEM IN CONSIDERATION OF THE NEIGHBOURHOOD, BEARING IN MIND THE HIGHER-ORDER NEEDS OF THE MUNICIPALITY AS A WHOLE; WHICH SYSTEM STRIVES FOR MAXIMUM PUBLIC SAFETY AS WELL AS MINIMAL NOISE AGGRAVATION.

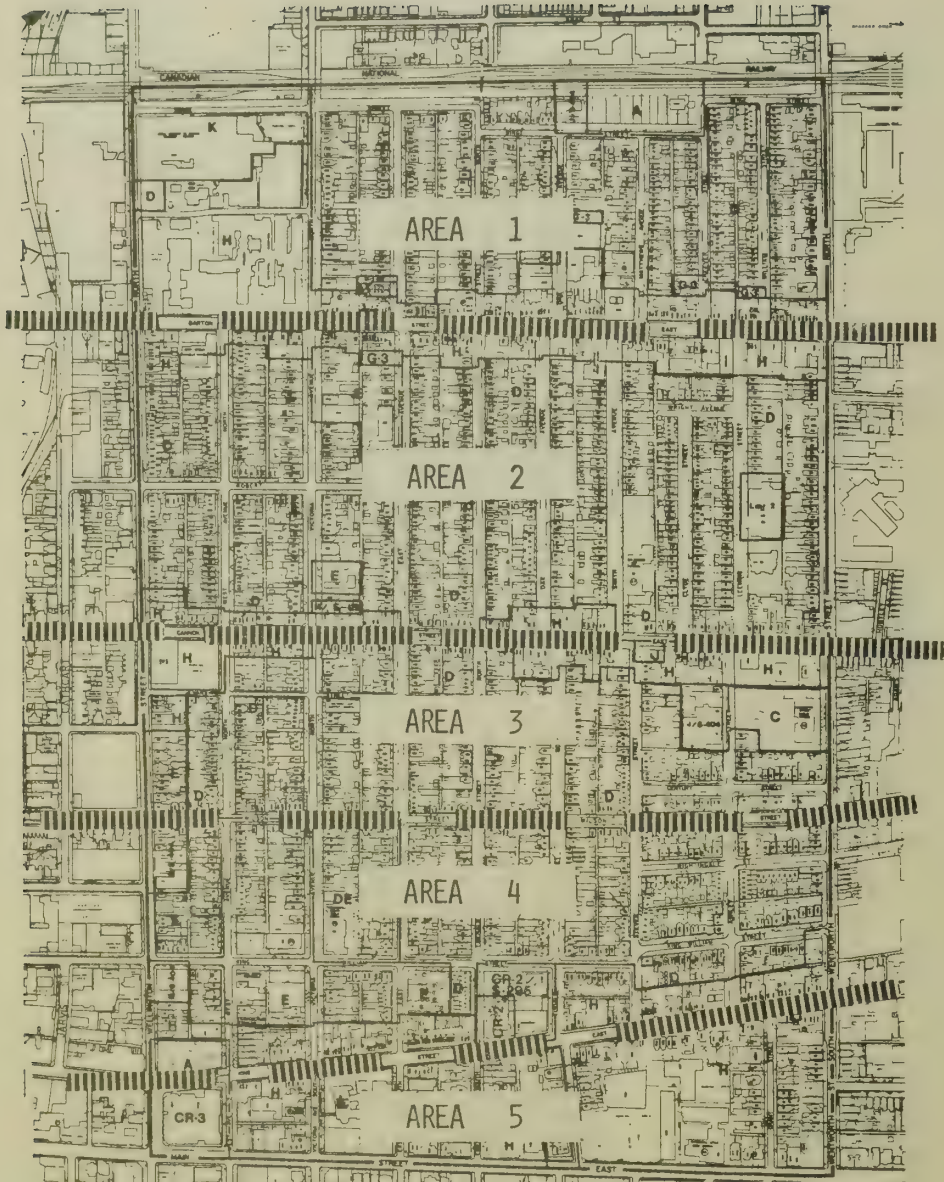
PROPOSED ACTION

(1) THAT EITHER THE TRAFFIC DEPARTMENT OR A PRIVATE CONSULTANT UNDERTAKE A THROUGH TRAFFIC STUDY TO IDENTIFY PROBLEMS OF THE LANDSDALE NEIGHBOURHOOD AND RECOMMEND SOLUTIONS.

APPENDIX 'A'

A P P E N D I X 'B'

B1



EXISTING POPULATION (1970) 10354 (1971) 10653 (1972) 9862 (1973) 9589 (1974) 9134 (1975) 8893 (1976) 8836 DISTRICT AREA BOUNDARIES	LAND USE RESIDENTIAL ☐ single & double ☐ attached housing ☐ low density apts. ☐ medium density apts. ☐ high density apts. ☐ commercial & apts. ☐ COMMERCIAL ☐ INDUSTRIAL ☐ CIVIC & INSTITUTIONAL ☐ PARK & RECREATIONAL ☐ OPEN SPACE ☐ UTILITIES	Neighbourhood Boundary Zoning Boundary Staging of Development Boundary Approval Planning Bd. Council Revisions <table border="1"> <tr> <td>DATE</td> <td>BY</td> <td>REVISION</td> </tr> <tr> <td>1971.11.19</td> <td>101</td> <td>101</td> </tr> <tr> <td>1972.11.19</td> <td>101</td> <td>101</td> </tr> <tr> <td>1973.11.19</td> <td>101</td> <td>101</td> </tr> <tr> <td>1974.11.19</td> <td>101</td> <td>101</td> </tr> </table> CITY OF HAMILTON PLANNING DEPARTMENT APPENDIX 'B' LANDSDALE REDEVELOPMENT PLAN 1:10,000 1976.11.19	DATE	BY	REVISION	1971.11.19	101	101	1972.11.19	101	101	1973.11.19	101	101	1974.11.19	101	101
DATE	BY	REVISION															
1971.11.19	101	101															
1972.11.19	101	101															
1973.11.19	101	101															
1974.11.19	101	101															

APPENDIX 'C'

- C1 -

DISTRICT AREA ANALYSIS

THE FOLLOWING IS A DISTRICT AREA ANALYSIS OF LANDSDALE'S REDEVELOPMENT PLAN.

(I) THE AREA NORTH OF BARTON STREET EAST

BIRGE PARK IS TO BE REDEVELOPED WITH PROVISION FOR GREATER NEIGHBOURHOOD USE BEARING IN MIND THE GENERAL LACK OF SUCH FACILITIES AND THE NEEDS OF THE CITIZENS OF THE AREA ADJACENT TO THE PARK.

THE "BARTON STREET CORRIDOR" IN THE LANDSDALE NEIGHBOURHOOD WILL BE STUDIED WITH A VIEW OF CONCENTRATING THE COMMERCIAL AREA INTO SMALLER, MORE VIABLE "POCKETS".

THE LOW DENSITY RESIDENTIAL CHARACTER OF THE AREA IS TO BE RETAINED WITH CONSERVATION AND REHABILITATION OF THE EXISTING HOUSING STOCK ENCOURAGED.

(II) THE AREA BETWEEN BARTON STREET EAST
AND CANNON STREET EAST

THIS AREA WILL REMAIN AS A LOW DENSITY RESIDENTIAL NEIGHBOURHOOD WITH CONSERVATION AND REHABILITATION OF THE EXISTING HOUSING STOCK ENCOURAGED.

CONSIDERATION WILL BE GIVEN TO DEVELOPING PARK AND/OR RECREATIONAL FACILITIES ON PROPERTY OWNED BY THE BOARD OF EDUCATION AND/OR SEPARATE SCHOOL BOARD OF THE CITY OF HAMILTON. FURTHER CONSIDERATION WILL BE GIVEN TO DEVELOPING ALTERNATE PARK AND/OR RECREATIONAL FACILITIES IN A CENTRAL LOCATION OF THIS AREA.

LANDS PRESENTLY OWNED BY THE BOARD OF EDUCATION ON WENTWORTH STREET NORTH (THE CENTRAL SECONDARY SCHOOL SITE IN THE GIBSON NEIGHBOURHOOD) WILL BE DEVELOPED FOR THE PROVISION OF PARK AND/OR RECREATIONAL FACILITIES, THE COST OF WHICH WILL BE SHARED EQUALLY BETWEEN THE LANDSDALE AND GIBSON N.I.P. ALLOCATIONS.

- C2 -

ST. MATTHEW'S HOUSE WILL BE STUDIED WITH RESPECT TO THE PROGRAMMES OFFERED AND THE CONDITION OF THE FACILITY ITSELF WITH THE OBJECTIVE OF ASSISTING IF AND WHERE NEEDED IN THE IMPROVEMENT AND SCOPE OF SAME.

(III) THE AREA BETWEEN CANNON STREET AND WILSON STREET

THIS AREA WILL REMAIN PREDOMINANTLY LOW DENSITY RESIDENTIAL WITH THE CONSERVATION AND REHABILITATION OF THIS USE ENCOURAGED.

THE DEVELOPMENT OF A "PASSIVE" HORTICULTURAL PARKETTE IN THE CENTURY STREET AREA ON CITY OWNED PROPERTY WILL BE CONSIDERED. BOARD OF EDUCATION PROPERTY MAY BE DEVELOPED TO PROVIDE FACILITIES TO YOUNGER CHILDREN ON A LIMITED SCALE.

(IV) THE AREA BETWEEN WILSON STREET AND KING STREET EAST

THE LOW DENSITY RESIDENTIAL CHARACTER OF THE LAND NORTH OF KING WILLIAM STREET BETWEEN EAST AVENUE NORTH AND WENTWORTH STREET NORTH IS TO BE RETAINED AND THE CONSERVATION AND REHABILITATION OF THE HOUSING STOCK ENCOURAGED.

THE PROPERTY IMMEDIATELY ADJACENT TO AND NORTH OF TWEEDSMUIR SCHOOL WILL BE DEVELOPED FOR PARK AND/OR RECREATIONAL PURPOSES IN ORDER TO SERVE THE NEEDS OF THE RESIDENTS OF THE SURROUNDING AREA.

(V) THE AREA BETWEEN KING STREET EAST AND MAIN STREET EAST

THIS AREA SHOULD BE SERVED FROM A PARKS AND RECREATIONAL POINT-OF-VIEW FROM THE NEIGHBOURHOOD INTERIOR.

THE MUNICIPALLY OWNED PROPERTY AT THE NORTH-EAST CORNER OF WELLINGTON STREET NORTH AND KING STREET EAST SHOULD BE CONSIDERED FOR POSSIBLE IMPROVEMENT.

THE HIGH DENSITY RESIDENTIAL AND COMMERCIAL NATURE OF THE LAND IN THIS AREA BETWEEN KING STREET EAST AND MAIN STREET EAST IS TO BE RETAINED.

The Corporation of the City of Hamilton

BY-LAW NO. 80-007

To Amend:

Traffic By-law No. 66-100

Respecting:

VOLUNTARY PAYMENT OF PENALTIES OUT OF COURT
AND PAYMENT OF FINES UPON CONTRAVENTION OF THE BY-LAW

WHEREAS paragraph 107 of section 354 of The Municipal Act, R.S.O. 1970, Chapter 284 provides that by-laws may be passed for regulating traffic on highways, for prohibiting heavy traffic, for prohibiting traffic in any but one direction and for voluntary payment of penalties out of court;

AND WHEREAS section 466 of the said Act provides that by-laws may be passed for imposing fines of not more than \$1,000 exclusive of costs, upon every person who contravenes any by-law passed under paragraph 107 of section 354 of the said Act and that the fines are recoverable under The Summary Convictions Act;

AND WHEREAS By-law No. 66-100, passed on the 29th day of March, 1966, pursuant to The Municipal Act, contains provisions providing for voluntary payment of penalties out of court and for payment of fines;

AND WHEREAS it is desirable to clarify the language of By-law No. 66-100 respecting voluntary payment of penalties out of court and to bring the fines for contravention recoverable under The Summary Convictions Act into conformity with section 460 of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 66-100 is amended by deleting the heading "Tagging" before section 43 and substituting the following therefor:

Voluntary Payment of Penalties Out of Court - Tags

2. Subsection 2 of section 43 of the said By-law, as re-enacted by subsection 2 of section 5 of By-law No. 78-297, is repealed and the following substituted therefor:

(2) Any person may, upon presentation of the tag to the City Treasurer, within seven days of the date of the tag, pay a penalty out of court in respect of the alleged offence in accordance with section 43a.

(3) Where a tag is not paid within seven days in accordance with subsection 2, subsection 6 of section 45 shall apply except as provided by subsection 9.

43a.

(1) Where any vehicle is left parked at a parking space for a period of time longer than the period of time permitted, the penalty for such parking,

- (a) in excess of the first such period shall be three dollars; and
- (b) in excess of each successive period, shall be three dollars, and each succeeding period shall be a separate offence.

(2) Where any vehicle is left parked in any metered parking space for a period of time during which no paid-for and no unexpired time is indicated on the meter, the penalty for such parking,

- (a) during the first such period or a portion thereof that would otherwise be permitted if paid-for and unexpired time were indicated on the meter, shall be three dollars; and
- (b) during each successive period or a portion thereof that would otherwise be permitted if paid-for and unexpired time were indicated on the meter, shall be three dollars and each succeeding period shall be a separate offence.

(3) Where any vehicle is parked at any place during all or a portion of one or more successive twelve hour periods between twelve o'clock midnight and twelve o'clock noon, and between twelve o'clock noon and twelve o'clock midnight, where parking is prohibited, the penalty for such parking,

- (a) during the first such twelve hour period or a portion thereof, shall be ten dollars; and
- (b) during each successive twelve hour period or a portion thereof, shall be ten dollars and each succeeding period or a portion thereof shall be a separate offence.

(4) Where any vehicle is stopped at any place during all or a portion of one or more successive twelve hour periods between twelve o'clock midnight and twelve o'clock noon, and between twelve o'clock noon and twelve o'clock midnight, where stopping is prohibited, the penalty for such stopping,

- (a) during the first such twelve hour period or a portion thereof, shall be twenty dollars; and
- (b) during each successive twelve hour period or a portion thereof, shall be twenty dollars and each succeeding period or a portion thereof shall be a separate offence.

(5) Where any vehicle is parked or left parked or standing on any snow route respecting which a snow emergency has been declared under subsection 2 of section 42, the penalty for such parking or standing,

- (a) during the first day or a portion thereof, shall be twenty-five dollars; and
- (b) during each successive day or a portion thereof, shall be twenty-five dollars and each succeeding day or a portion thereof shall be a separate offence.

3. By-law No. 66-100 is amended by deleting the heading "Penalties" before section 45 and substituting the following therefor:

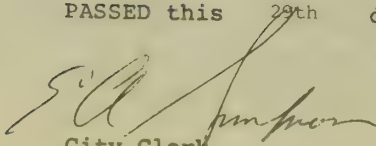
Summary Convictions - Fines

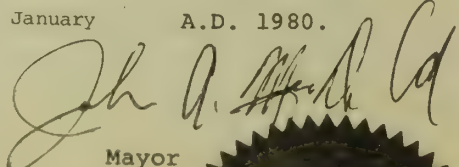
4. Subsections 1, 2 and 3 of section 45, as re-enacted by section 1 of By-law No. 79-169, of the said By-law are repealed.

5. Subsections 4, 5, 6 and 7 of section 45 of the said By-law and subsection 8 of section 45, as re-enacted by section 6 of By-law No. 78-297, are repealed and the following substituted therefor:

(6) Any person who contravenes any provision of this By-law is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000.

PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-008

To Repeal:

By-law No. 79-335

Respecting:

METRICATION OF VARIOUS ZONING BY-LAWS
AFFECTING LAND ADJACENT TO YORK BOULEVARD

WHEREAS section 45a of The Planning Act, R.S.O. 1970, Chapter 349, as enacted by subsection 3 of section 21 of The Metric Conversion Act, S.O. 1978, Chapter 87, provides that a by-law may be passed establishing metric units of measurement in the General Zoning By-law No. 6593 and that such a by-law does not require to be approved by the Ontario Municipal Board;

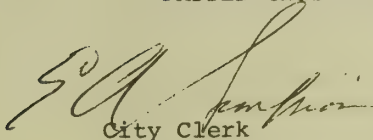
AND WHEREAS By-law No. 79-335, passed on the 11th day of December, 1979, was passed to convert the imperial units of measurement to metric units of measurement in accordance with The Weights and Measures Act (Canada) in the various zoning by-laws affecting land adjacent to York Boulevard;

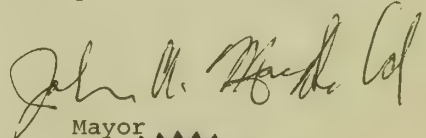
AND WHEREAS it is desirable to repeal By-law No. 79-335 and replace it by a new by-law so as to provide for the accuracy of the conversion to metrication.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

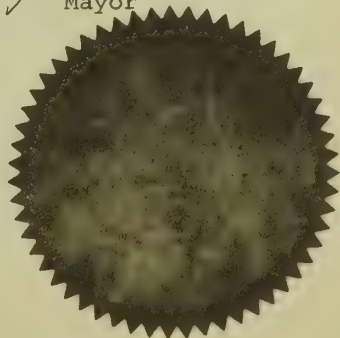
1. By-law No. 79-335 is repealed.

PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor

(1979) 34 R.P.D.C. 5, October 9
(1979) 36 R.P.D.C. 9, November 13
City Initiative 79-W



The Corporation of the City of Hamilton

BY-LAW NO. 80- 009

To Amend:

Various Zoning By-laws Affecting Land
Adjacent to York Boulevard

Respecting:

METRICATION

WHEREAS section 45a of The Planning Act, R.S.O. 1970, Chapter 349, as enacted by subsection 3 of section 21 of The Metric Conversion Act, S.O. 1978, Chapter 87, provides that a by-law may be passed establishing metric units of measurement in the General Zoning By-law No. 6593 and that such a by-law does not require to be approved by the Ontario Municipal Board;

AND WHEREAS it is necessary to convert the imperial units of measurement to metric units of measurement in accordance with The Weights and Measures Act (Canada), in the various zoning by-laws affecting land adjacent to York Boulevard, hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The imperial units listed in column 4 of the schedules listed below, and hereto annexed and forming part of this by-law, for the corresponding by-laws set out below and in column 1 of the said schedules and the corresponding sections and paragraphs set out in columns 2 and 3, respectively of the schedules, are amended by substituting the corresponding metric units listed in column 5:

<u>Schedule</u>	<u>Corresponding By-law No.</u>
A	76-152
A1	76-233
A2	76-311
A3	77-46
A4	77-148
A5	77-264
A6	78-28
A7	78-280
A8	79-149
A9	79-151

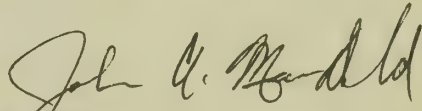
2. Clause (a) of subsection 2 of section 10 of By-law No. 76-233, passed on the 27th day of July, 1976, is amended by striking out "feet and inches" and inserting in lieu thereof "metres".

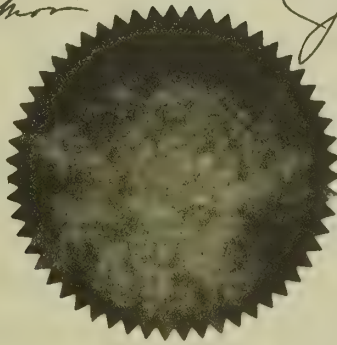
3. Schedule "B" to each of By-laws Nos. 76-233, 78-28, 78-280, 79-149 and 79-151 is repealed and schedule "B-1980" hereto annexed and forming part of this by-law is substituted therefor.

PASSED this 29th day of January

A.D. 1980.


City Clerk


Mayor



(1979) 34 R.P.D.C. 5, October 9
(1979) 36 R.P.D.C. 9, November 13
City Initiative 79-W

SCHEDULE "A"

TO

BY-LAW NO. 80-009

RESPECTING:

METRICATION

Column 1 By-law No.	Column 2 Section	Column 3 Paragraph	Column 4 Imperial Unit	Column 5 Metric Unit
76-152	2	1	55 feet	17.0 m
		2	10 feet	3.0 m
			85 feet	26.0 m

SCHEDULE "A1"

TO

BY-LAW NO. 80-009

Column 1 By-law No.	Column 2 Section	Column 3 Paragraph	Column 4 Imperial Unit	Column 5 Metric Unit
76-233	5	1	10 feet	3.0 m
			10 feet	3.0 m
		3	3 inches	0.08 m
			10 feet	3.0 m
			10 feet	3.0 m
			30 feet	9.0 m
		4	20 feet	6.0 m
			30 feet	9.0 m
		5	19 feet	5.5 m
			21 feet	6.5 m
			50 feet	15.0 m
	6	2	10 feet	3.0 m
			10 feet	3.0 m
		4	3 inches	0.08 m
			10 feet	3.0 m
			10 feet	3.0 m

Column 1 By-law No.	Column 2 Section	Column 3 Paragraph	Column 4 Imperial Unit	Column 5 Metric Unit
76-233	6	4	30 feet	9.0 m
		5	20 feet	6.0 m
			30 feet	9.0 m
		6	19 feet	5.5 m
			21 feet	6.5 m
			50 feet	15.0 m
		8	100 feet	30.0 m
			85 feet	26.0 m
			100 feet	30.0 m
			170 feet	51.5 m
		9	170 feet	51.5 m
			15 feet	4.5 m
		10	85 feet	26.0 m
	7	3	10 feet	3.0 m
			10 feet	3.0 m
		5	3 inches	0.08 m
			10 feet	3.0 m
			10 feet	3.0 m
			30 feet	9.0 m
		6	20 feet	6.0 m
			30 feet	9.0 m
		7	19 feet	5.5 m
			21 feet	6.5 m
			50 feet	15.0 m
		9	85 feet	26.0 m
		10	100 feet	30.0 m
			85 feet	26.0 m
			100 feet	30.0 m
			170 feet	51.5 m
		11	170 feet	51.5 m
			15 feet	4.5 m
	8	2(i)	55 feet	17.0 m
		2(ii)	10 feet	3.0 m
			85 feet	26.0 m
	10	(2)(a)	feet and inches	metres

SCHEDULE "A2"

TO

BY-LAW NO. 80- 009

Column 1 By-law No.	Column 2 Section	Column 3 Paragraph	Column 4 Imperial Unit	Column 5 Metric Unit
76-311	2	1	100 feet	30.0 m
			85 feet	26.0 m
			100 feet	30.0 m
			170 feet	51.5 m
	2	2	170 feet	51.5 m
			15 feet	4.5 m
	3	3	85 feet	26.0 m

SCHEDULE "A3"

TO

BY-LAW NO. 80- 009

Column 1 By-law No.	Column 2 Section	Column 3 Paragraph	Column 4 Imperial Unit	Column 5 Metric Unit
77-46	1		100 feet	30.0 m
			85 feet	26.0 m
			100 feet	30.0 m
			170 feet	51.5 m

SCHEDULE "A4"

TO

BY-LAW NO. 80-009

Column 1 By-law No.	Column 2 Section	Column 3 Paragraph	Column 4 Imperial Unit	Column 5 Metric Unit
77-148	2	1	55 feet	17.0 m
		2	10 feet	3.0 m
			85 feet	26.0 m

SCHEDULE "A5"

TO

BY-LAW NO. 80-009

Column 1 By-law No.	Column 2 Section	Column 3 Paragraph	Column 4 Imperial Unit	Column 5 Metric Unit
77-264	1	1	85 feet	26.0 m

SCHEDULE "A6"

TO

BY-LAW NO. 80-009

Column 1 By-law No.	Column 2 Section	Column 3 Paragraph	Column 4 Imperial Unit	Column 5 Metric Unit
78-28	2	3	10 feet	3.0 m
			10 feet	3.0 m
		5	3 inches	0.08 m
			10 feet	3.0 m
			10 feet	3.0 m
			30 feet	9.0 m
		6	20 feet	6.0 m
			30 feet	9.0 m
		7	19 feet	5.5 m
			21 feet	6.5 m
			50 feet	15.0 m
		9	85 feet	26.0 m
		10	100 feet	30.0 m
			85 feet	26.0 m
			100 feet	30.0 m
			170 feet	51.5 m
	4	11	170 feet	51.5 m
			15 feet	4.5 m
		(2) (a)	feet and inches	metres

01/29/80

-37-

SCHEDULE "A7"

TO

BY-LAW NO. 80- 009

Column 1 By-law No.	Column 2 Section	Column 3 Paragraph	Column 4 Imperial Unit	Column 5 Metric Unit
78-280	2	3	10 feet	3.0 m
			10 feet	3.0 m
		5	3 inches	0.08 m
			10 feet	3.0 m
			10 feet	3.0 m
			30 feet	9.0 m
			20 feet	6.0 m
		6	30 feet	9.0 m
			19 feet	5.5 m
		7	21 feet	6.5 m
			50 feet	15.0 m
			85 feet	26.0 m
		9	100 feet	30.0 m
			85 feet	26.0 m
		10	100 feet	30.0 m
			170 feet	51.5 m
			170 feet	51.5 m
			15 feet	4.5 m
		11		

SCHEDULE "A8"

TO

BY-LAW NO. 80- 009

Column 1 By-Law No.	Column 2 Section	Column 3 Paragraph	Column 4 Imperial Unit	Column 5 Metric Unit
79-149	2	2	85 feet	26.0 m
		3	100 feet	30.0 m
			85 feet	26.0 m
			100 feet	30.0 m
			170 feet	51.5 m
		4	170 feet	51.5 m
			15 feet	4.5 m

SCHEDULE "A9"

TO

BY-LAW NO. 80- 009

Column 1 By-law No.	Column 2 Section	Column 3 Paragraph	Column 4 Imperial Unit	Column 5 Metric Unit
79-151	2	2	85 feet	26.0 m
		3	100 feet	30.0 m
			85 feet	26.0 m
			100 feet	30.0 m
			170 feet	51.5 m
		4	170 feet	51.5 m
			15 feet	4.5 m
		6	4 feet	1.2 m
			6 feet	2.0 m
	4	(2) (a)	feet and inches	metres

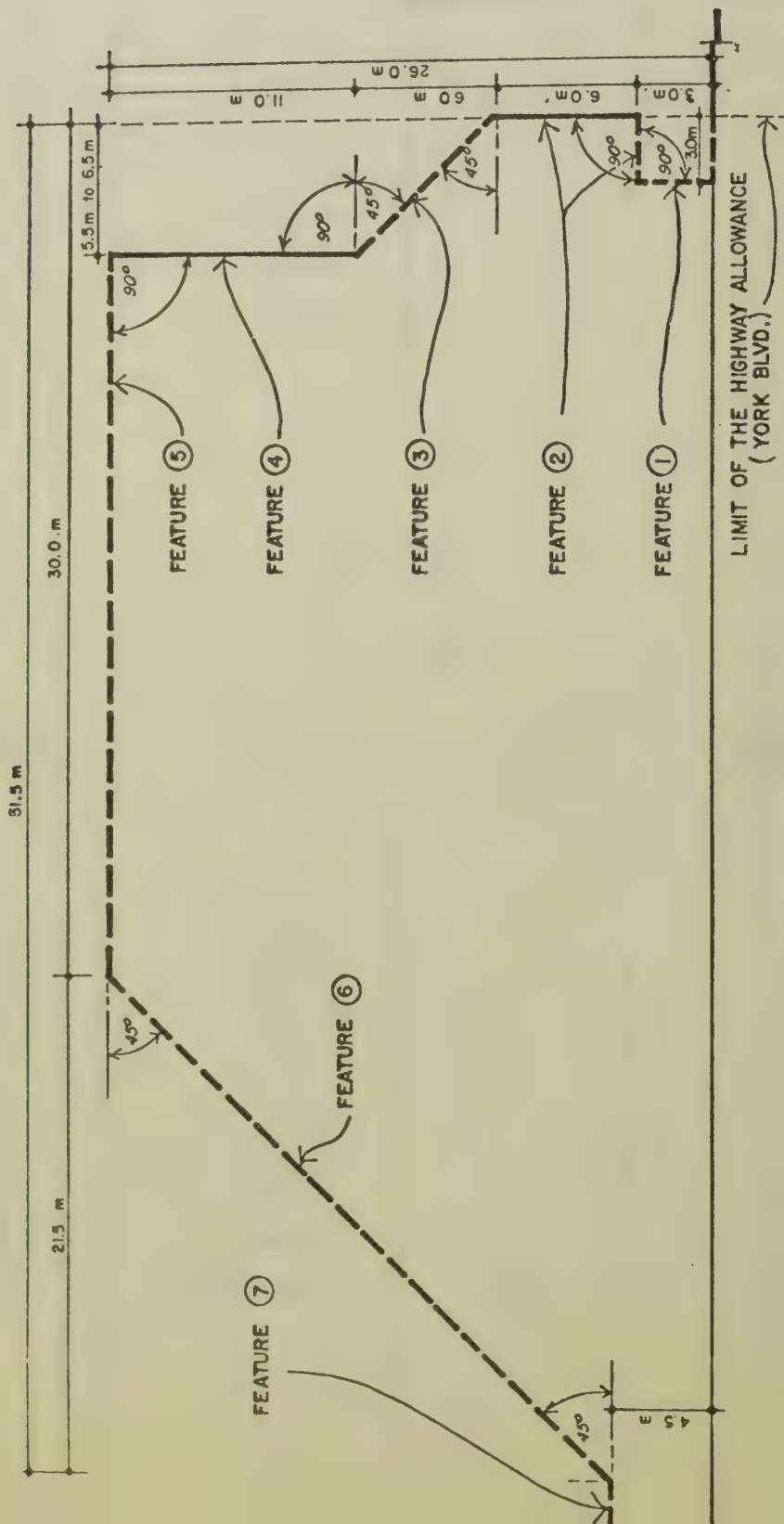
SCHEDULE "B-1980"
TO
BY-LAW NO. 80-009
RESPECTING:
METRICATION

TO

BY-LAW NO. 80-009

RESPECTING:

METRICATION



The Corporation of the City of Hamilton

BY-LAW NO. 80- 010

To Repeal:

By-law No. 76-135

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF UPPER SHERMAN
AVENUE AND LIMERIDGE ROAD EAST

WHEREAS By-law No. 76-135, passed on the 11th day of May, 1976, rezoned the land above referred to and shown on schedule "A" to the said by-law from "AA" (Agricultural) district to "DE-2" (Multiple Dwellings) district subject to a special requirement and to the condition that application to the Ontario Municipal Board be withheld until certain requirements are met by the applicant, including financial requirements;

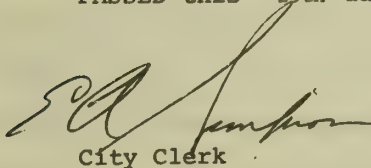
AND WHEREAS the financial requirements have not been met by the applicant;

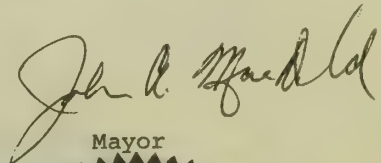
AND WHEREAS Item 5 of the 40th Report of the Planning and Development Committee, adopted by City Council on January 8, 1980, authorized the repeal of By-law No. 76-135.

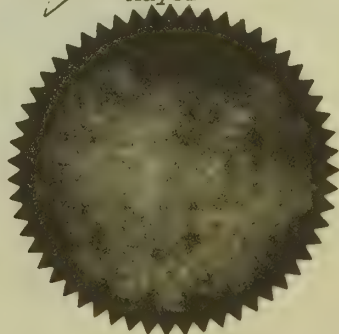
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 76-135 is repealed.

PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor



(1980) 40 R.P.D.C. 5, January 8
Z.A. 74-114
City Initiative

The Corporation of the City of Hamilton

BY-LAW NO. 80-011

To Appoint:

MEMBERS TO THE COMMITTEE OF ADJUSTMENT

WHEREAS subsection 9 of section 55 of The Regional Municipality of Hamilton-Wentworth Act, 1973 provides for constituting and appointing a committee of adjustment under section 41 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS By-law No. 74-12, passed on the 15th day of January, 1974 constituted and appointed a committee of adjustment under section 41 of The Planning Act;

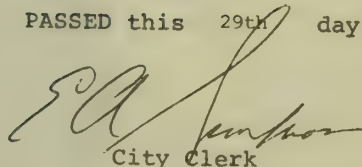
AND WHEREAS it is desirable to provide for the terms of office of the members heretofore appointed.

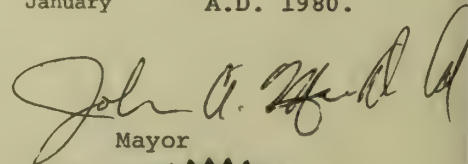
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraphs 2, 3, 4 and 5 of schedule "A" to By-law No. 74-12, passed on the 15th day of January, 1974, as amended by paragraphs 2 and 3 of section 1 of By-law No. 76-16, are repealed and the following substituted therefor:

<u>Name of Person Appointed</u>	<u>Term of Office</u>
2. Maurice J. Skofac	December 31, 1981
3. Francis Rocchi	December 31, 1981
4. Lawrence G. Woods	December 31, 1982
5. H. Wilfred Ford	December 31, 1982

PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor

City Clerk
Letter dated January 11, 1980



The Corporation of the City of Hamilton

BY-LAW NO. 80- 012

To Appoint:

A MEMBER OF THE HAMILTON PUBLIC LIBRARY BOARD

WHEREAS subsection 4 of section 5 of The Public Libraries Act, R.S.O. 1970, Chapter 381, provides for the appointment of members of The Hamilton Public Library Board composed of the Mayor and three members appointed by Council;

AND WHEREAS the term of office of members after the first appointment is for three years or, in any event, until their successors are appointed;

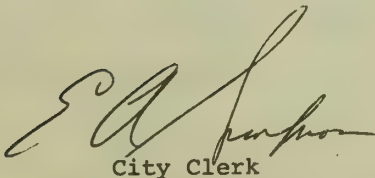
AND WHEREAS it is desirable to appoint a member to The Hamilton Public Library Board.

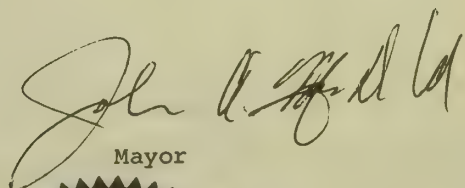
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following person is appointed a member of The Hamilton Public Library Board, to hold office until December 31, 1982:

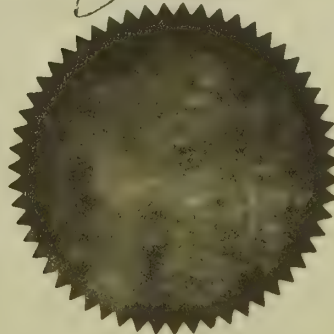
1. Mrs. Grace Inglis.

PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor

City Clerk
Letter dated January 11, 1980



The Corporation of the City of Hamilton

BY-LAW NO. 80-013

To Establish:

Site Plan Control

Respecting:

LAND FRONTING ON YORK BOULEVARD

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

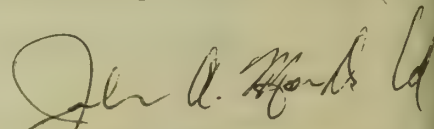
AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

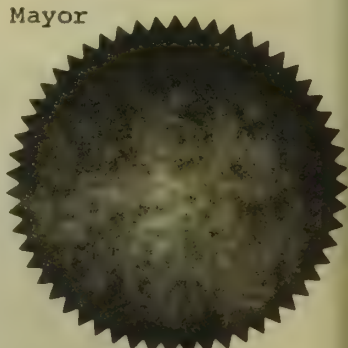
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:
5. Land fronting on York Boulevard shown on Appendix 5 hereto annexed and forming part of this by-law.
2. Schedule "A" is annexed hereto and forms part of this by-law.

PASSED this 29th day of January A.D. 1980,


City Clerk


Mayor

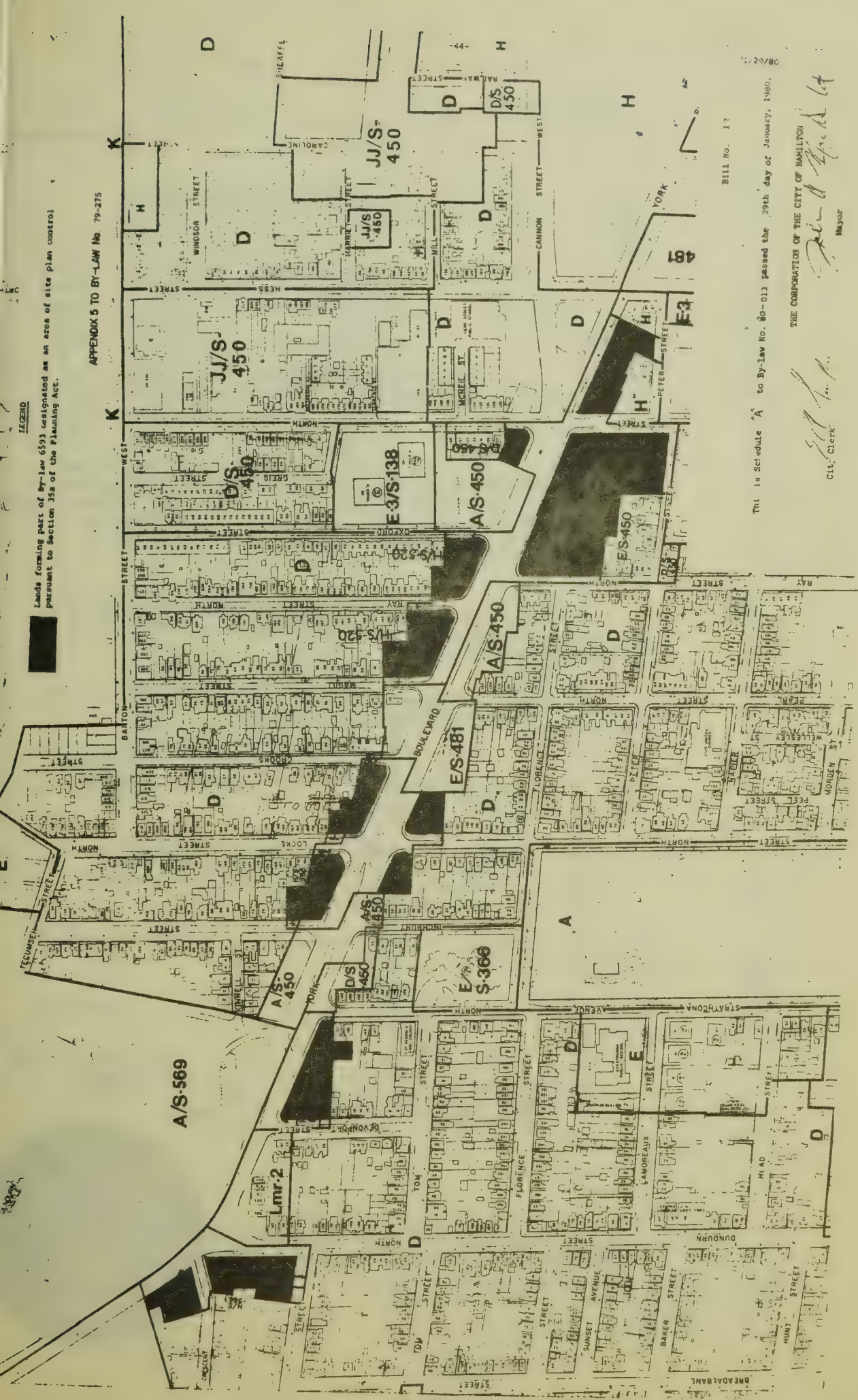
(1979) 36 R.P.D.C. 9, November 13



LEGEND

Lands forming part of By-law 6593 designated as an area of site plan control pursuant to Section 35 of the Planning Act.

APPENDIX 5 TO BY-LAW No. 79-275



Bill No. 17

This is Schedule 'A' to By-law No. 80-013 passed the 29th day of January, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

Clt. Clerk

Mayor

John D. Smith

The Corporation of the City of Hamilton

BY-LAW NO. 80-014

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT THE NORTH-WEST CORNER OF
STONE CHURCH ROAD WEST AND UPPER JAMES STREET

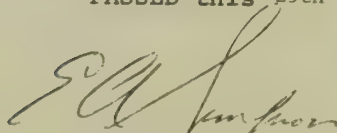
WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

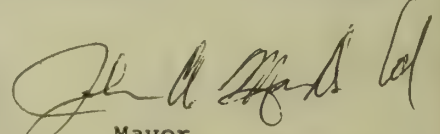
AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

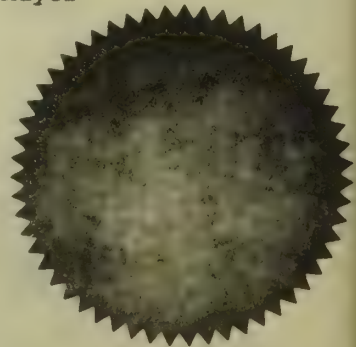
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:
2. Land located at the north-west corner of Stone Church Road West and Upper James Street shown on Appendix 2 hereto annexed and forming part of this by-law.
2. Schedule "A" is annexed hereto and forms part of this by-law.

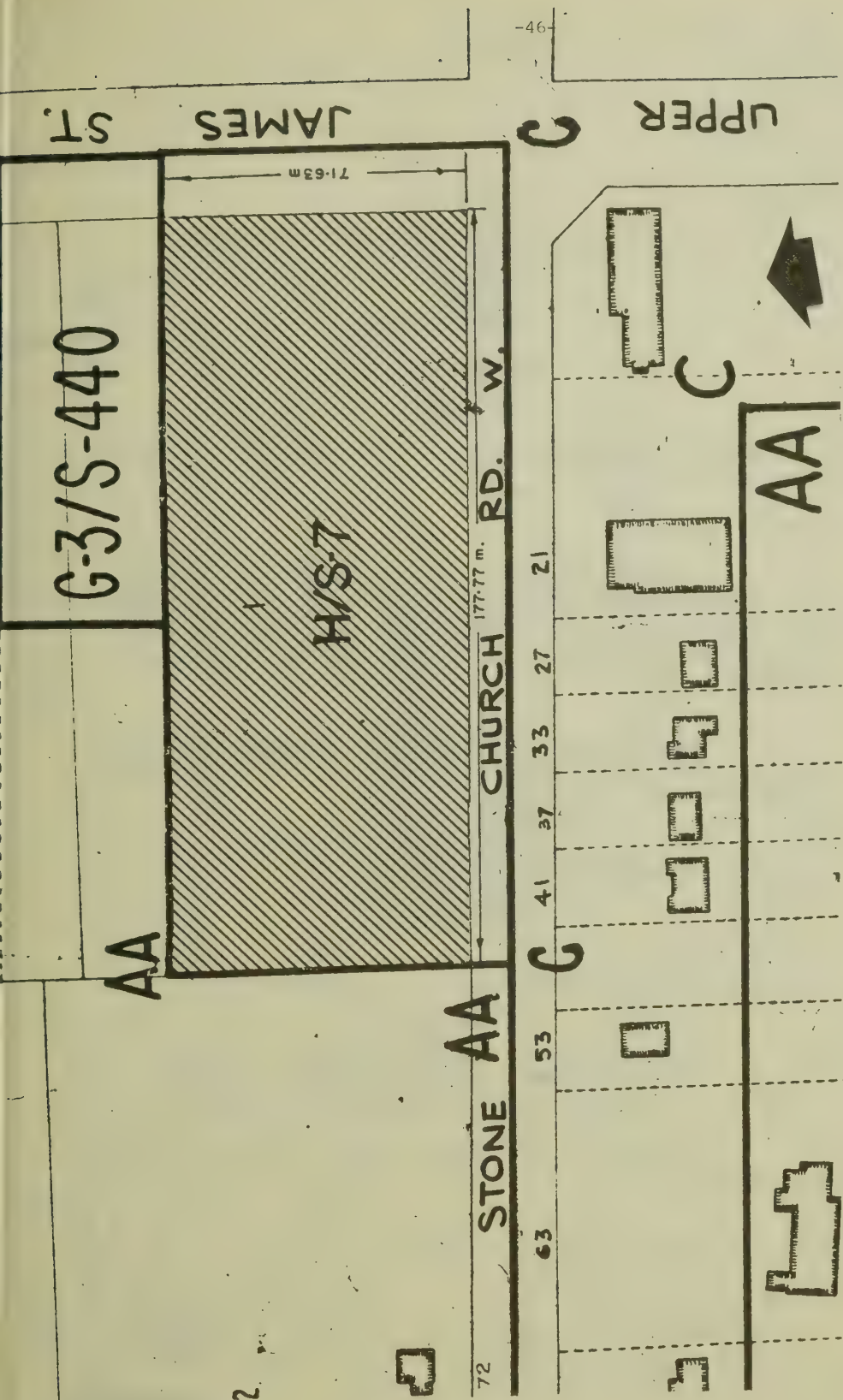
PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor

(1979) 36 R.P.D.C. 2(v), November 13
Johnston Motor Sales Co. Limited, Lessee
Z.A. 79-45





01/29/80

LEGEND

Lands on part of sheet No. W-9c of the zoning district maps forming part of By-law 6593 designated as an area of Site Plan Control pursuant to Section 35a of The Planning Act. Appendix 2 to By-law No. 79-275.



Bill No. 13

This is Schedule "A" to By-law No. 80-014 passed the 29th day of January, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 015

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 316 JAMES STREET SOUTH

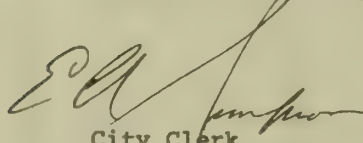
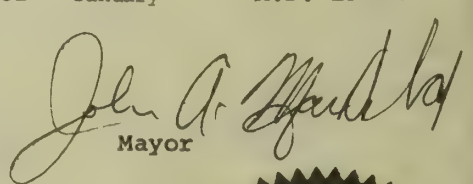
WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

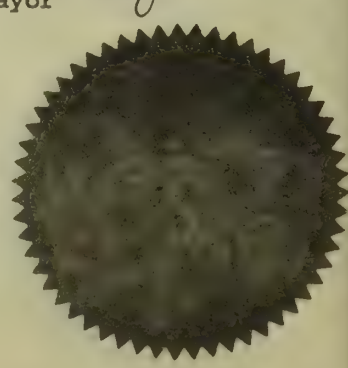
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

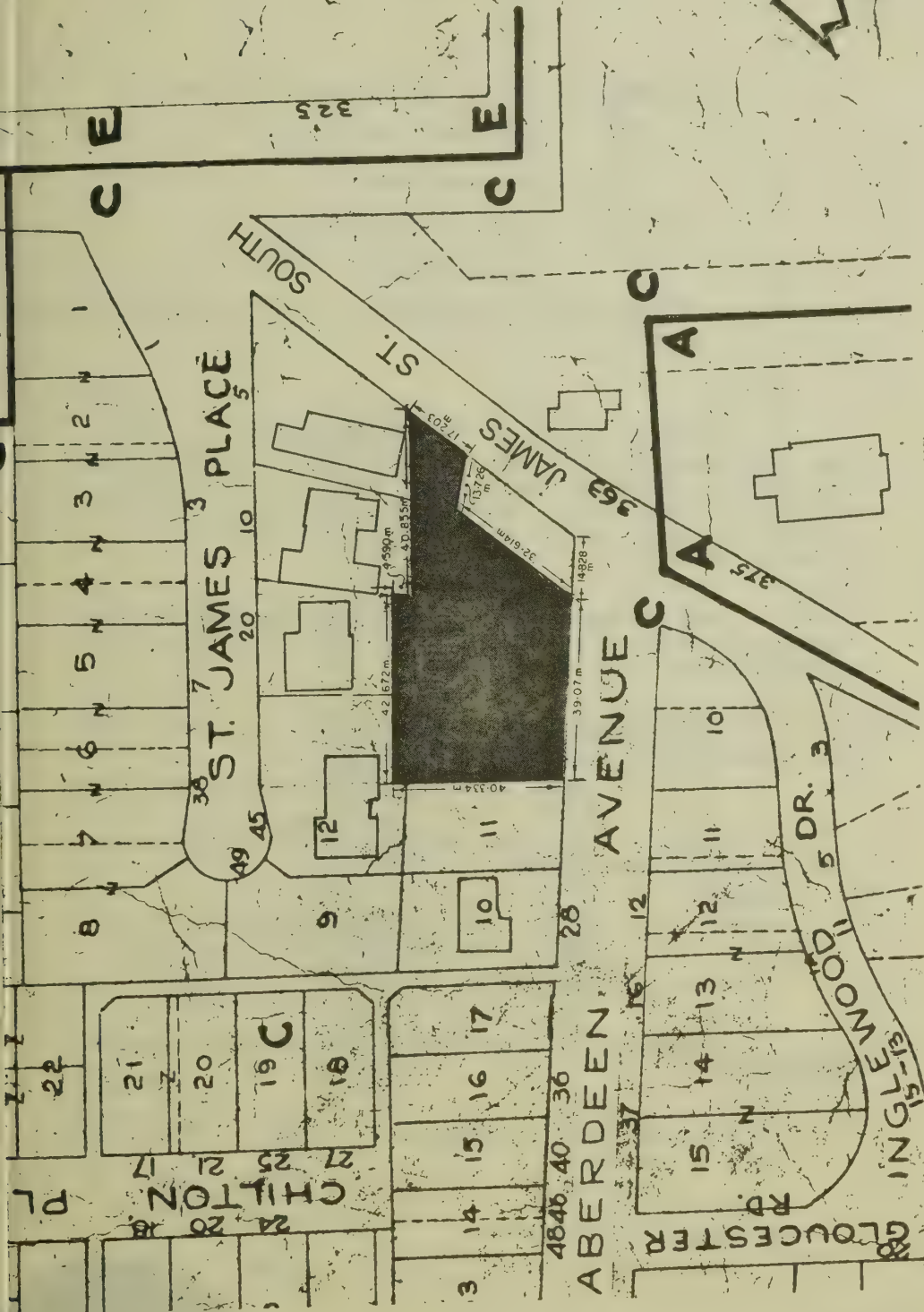
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:
4. Land located at Municipal No. 316 James Street South shown on Appendix 4 hereto annexed and forming part of this by-law.
2. Schedule "A" is annexed hereto and forms part of this by-law.

PASSED this 29th day of January A.D. 1980.


City Clerk
Mayor

(1979) 39 R.P.D.C. 3(v), December 11
M. Gilmour, Owner
Z.A. 79-64





LEGEND

Lands on part of sheet No. W-6 of the zoning district maps forming part of By-law 6593 designated as an area of Site Plan Control pursuant to Section 35a of The Planning Act.

Appendix 4 to By-law No. 79-275.

Bill No. 14

This is Schedule "A" to By-law No. 80-015 passed the 29th day of January, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-016

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1527 UPPER JAMES STREET

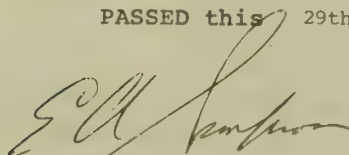
WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

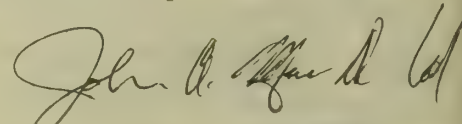
AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

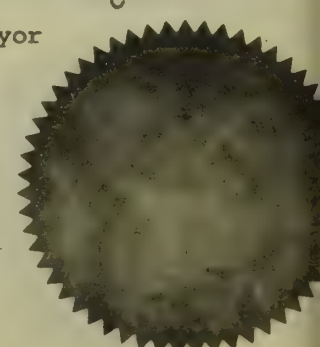
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:
3. Land located at the rear of Municipal No. 1527 Upper James Street shown on Appendix 3 hereto annexed and forming part of this by-law.
2. Schedule "A" is annexed hereto and forms part of this by-law.

PASSED this 29th day of January A.D. 1980.

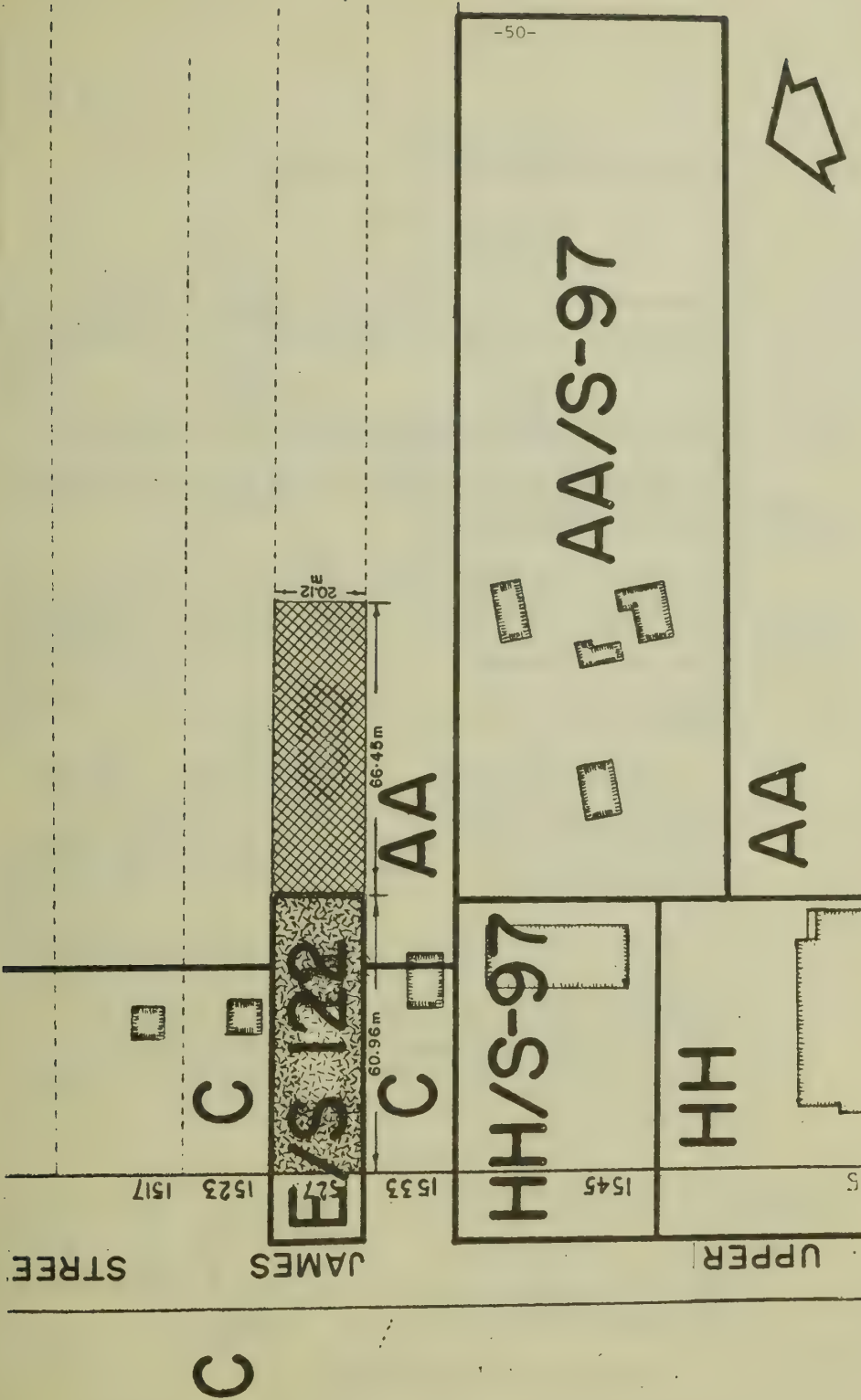

City Clerk


Mayor

(1979) 39 R.P.D.C. 2(vi), December 11
Knights of Columbus Council 5860, Owner
Z.A. 79-55



01/29/80



LEGEND

Lands on part of sheet No. E-9D of the zoning district maps forming part of By-law 6593 designated as an area of Site Plan Control pursuant to Section 35a of The Planning Act. Appendix 3 to By-law No. 79-275.



Bill No. 15

This is Schedule "A" to By-law No. 80-016 passed the 29th day of January, 1980

City Clerk
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

Mayor
Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80- 017

To Borrow the Sum of \$10,000,000.00 to Finance Authorized Capital Projects Pending the Sale of Debentures for Projects Authorized as at December 31, 1979.

WHEREAS it is provided by Section 333 of The Municipal Act that the Council may borrow monies pending the issue and sale of debentures:

AND WHEREAS application has been made and approval given by the Ontario Municipal Board to the construction of the projects attached to this By-law and marked Schedule "A";

AND WHEREAS it may be necessary to borrow the sum of Ten Million Dollars (\$10,000,000.00) which is the amount the Council of The Corporation deems necessary to meet expenditures on the projects as set out in the attached Schedule "A" pending the issue and sale of the debentures to meet the cost of the projects concerned.

THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Mayor and Treasurer be and they are hereby authorized to borrow, as required, by way of promissory notes, sums not to exceed in the aggregate the sum of Ten Million Dollars (\$10,000,000.00) to meet expenditures for projects as listed on the attached Schedule "A" pending the issue and sale of the debentures therefor.
2. The Mayor and Treasurer be and they are hereby authorized and directed to sign a promissory note or notes and to affix the seal of The Corporation to each promissory note for such sum or sums as are required and which shall not exceed in the aggregate the sum of Ten Million Dollars (\$10,000,000.00). Such notes to bear interest at such rate or rates as may be determined by the Mayor and Treasurer, provided that the rates of interest do not exceed the prime borrowing rate at the time the loan is made.

PASSED this 29th day of January A.D. 1980.

[Signature]
City Clerk.

[Signature]
Mayor.

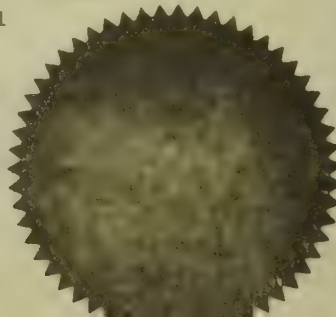
SCHEDULE "A" TO BY-LAW NO. 80- 017

To Borrow the Sum of \$10,000,000.00 to finance authorized Capital Projects prior to sale of related Debentures as supported by the following authorized, undebentured projects as at December 31, 1979.

SUMMARY

Municipal General
Services

17,871,776.00
1,047,827.00
<u>18,919,603.00</u>



City of Hamilton
Treasury

SCHEDULE "A"

<u>Construction By-law Number</u>	<u>Ontario Municipal Board Number</u>	<u>Project</u>	<u>Undebentured Remainder of Authorization</u>
<u>Municipal General</u>			
<u>General Government</u>			
77-24	E761587	Land Acquisition - Mountain Freeway and North-South Connection to the Q.E.W.	1,400,000
<u>Urban Renewal</u>			
9548/10155/ 69-256/74-86/ 10900/67-309/ 68-392/69-212/ 70-145	H6214	North End - various projects	319,060
72-32/74-88	E7340/E7367	Lloyd D. Jackson Square - various projects	2,500,103
67-299/67-347/ 67-348/69-237/ 70-280/70-286/ 70-345/72-38/ 72-43/72-44/ 72-170/74-87	E6213	York Street - various projects	377,613
<u>Recreation and Community Services</u>			
<u>Community Services</u>			
75-267	E75443	Trade and Convention Centre	6,166,000
<u>Independent Boards</u>			
<u>Hamilton Public Library Board</u>			
77-155	E762270	Main Hamilton Public Library - construction	5,459,000
<u>Farmers' Market</u>			
77-156	E762269	Farmers' Market - construction	1,650,000
			<u>17,871,776</u>

City of Hamilton
Treasury

SCHEDULE "A"

Construction By-law Number	Ontario Municipal Board Number	Sidewalks Curbs and Alleyways	Roadways	Amount Authorized Not Debentured
<u>Local Improvements - Completed September 30, 1976</u>				
73-61	E7377	3,507	9,826	13,333
74-152	E74774	7,328	20,850	28,178
76-294				
(74-154)	E74398	11,432	17,160	28,592
74-156	E74244	1,175		1,175
74-294	E741357	1,613		1,613
74-295	E741425	2,049		2,049
75-307	E751648	400		400
75-320	E752034	703		703
75-80	E741758		3,240	3,240
75-309	E751649		18,138	18,138
76-129	E752168		19,523	19,523
76-183	E752166		12,056	12,056
		<u>28,207</u>	<u>100,793</u>	<u>129,000</u>
<u>Local Improvements - Completed September 30, 1977</u>				
76-269	E76275		8,102	8,102
76-325/77-152	E76555	580	15,221	15,801
76-326	E761146	675	750	1,425
76-327	E761337	7,596	24,324	31,920
76-297	E761607		20,532	20,532
76-151	E76286	190	4,327	4,517
76-150	E76285	511		511
76-129/77-57	E762168	2,538		2,538
76-328	E761336	2,376		2,376
76-107/76-302	E76276	5,278		5,278
		<u>19,744</u>	<u>73,256</u>	<u>93,000</u>
<u>Local Improvements - Completed September 30, 1978</u>				
77-149	E77184	8,440		8,440
77-150	E77267		6,670	6,670
77-80	E77133		4,169	4,169
76-149	E76493		10,319	10,319
77-42	E762137		13,927	13,927
77-79	E77132		2,996	2,996
77-220	E771007	6,928	4,858	11,786
77-219	E77809	5,707		5,707
77-57/76-129	E752168	7,261		7,261
76-326	E761146	6,196		6,196
76-208	E76812	8,102		8,102
77-43	E762136	12,124		12,124
77-162	E77439	4,798		4,798
76-236	E76887	505		505
		<u>60,061</u>	<u>42,939</u>	<u>103,000</u>

City of Hamilton
Treasury

Page 2

SCHEDULE "A"

Construction By-law Number	Ontario Municipal Board Number	Sidewalks Curbs and Alleyways	Roadways	Amount Authorized Not Debentured
<u>Local Improvements - Completed September 30, 1979</u>				
76-23	E75772	33,220	83,050	116,270
78-110	E78150	17,481	48,088	65,569
78-68	E772033	450		450
78-232	E78998	2,028		2,028
77-289	E771503	3,481		3,481
78-231	E78996	2,279		2,279
77-255	E771184	4,368		4,368
78-214	E78685	9,428		9,428
78-229	E78997	4,654		4,654
78-215	E78835		3,594	3,594
77-294	E771650		14,335	14,335
78-221	E772037		7,000	7,000
78-66	E772032		29,223	29,223
78-69	E771932		10,622	10,622
78-178	E78575		5,581	5,581
78-67	E771931		9,345	9,345
77-220	E771007		30,030	30,030
78-230	E78995		3,040	3,040
		<u>77,389</u>	<u>243,908</u>	<u>321,297</u>

Local Improvements - Not Completed

75-199	E75192		7,610	7,610
77-78	E77131		7,820	7,820
77-218	E77826	6,635		6,635
77-273	E771422		67,347	67,347
76-23	E75772	4,675		4,675
79-192	E79422	25,449	86,183	111,632
79-191	E79356	3,865	32,675	36,540
79-244	E79834	28,621	84,567	113,188
79-294	E791070	550		550
79-143	E79131	7,521		7,521
79-142	E79132	7,110		7,110
79-246	E79835	4,098		4,098
79-154	E79170		14,743	14,743
79-245	E79661		12,061	12,061
		<u>88,524</u>	<u>313,006</u>	<u>401,530</u>
		<u>273,925</u>	<u>773,902</u>	<u>1,047,827</u>

The Corporation of the City of Hamilton

BY-LAW NO. 80- 018

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE NORTH-WEST CORNER OF
STONE CHURCH ROAD WEST AND UPPER JAMES STREET

WHEREAS By-law No. 10505, passed on the 28th day of July, 1964, as amended by By-law No. 10682, passed on the 30th day of March, 1965, rezoned the land more particularly described therein from "AA" (Agricultural) district and "C" (Urban Protected Residential, etc.) district to "H" (Community Shopping and Commercial, etc.) district and made the said land subject to special requirements permitting,

- (i) An automobile service station, or other public garage excluding all body and fender repairing for which special equipment is usually used, and provided that all gasoline storage is in underground tanks;
- (ii) A billboard, roof sign, over-hanging sign, or other sign or notice;

AND WHEREAS it is intended to permit an automobile body and paint shop as an accessory use to the car sales agency.

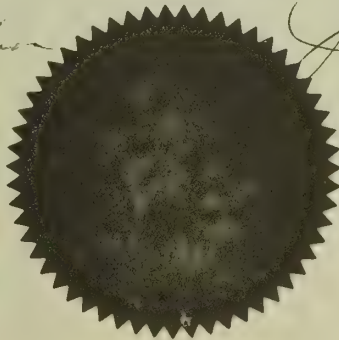
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

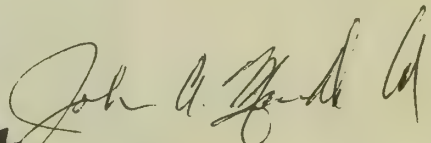
1. Clause (i) of section 1C of By-law No. 10505, as enacted by section 3 of By-law No. 10682, is amended by striking out "excluding all body and fender repairing for which special equipment is usually used, and".
2. Section 1C of By-law No. 10505, as enacted by section 3 of By-law No. 10682, is further amended by adding the following thereto:
 - (iii) Notwithstanding subsections 1 and 5 of section 14 of By-law No. 6593, an automobile body and paint shop having a gross floor area not exceeding 605.0 square metres shall be permitted as a commercial use accessory to the existing car sales agency.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-7a".
4. Sheet No. W-9C of the District Maps is amended by marking the land shown on schedule "A" hereto annexed and forming part of this by-law, "S-7a".
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

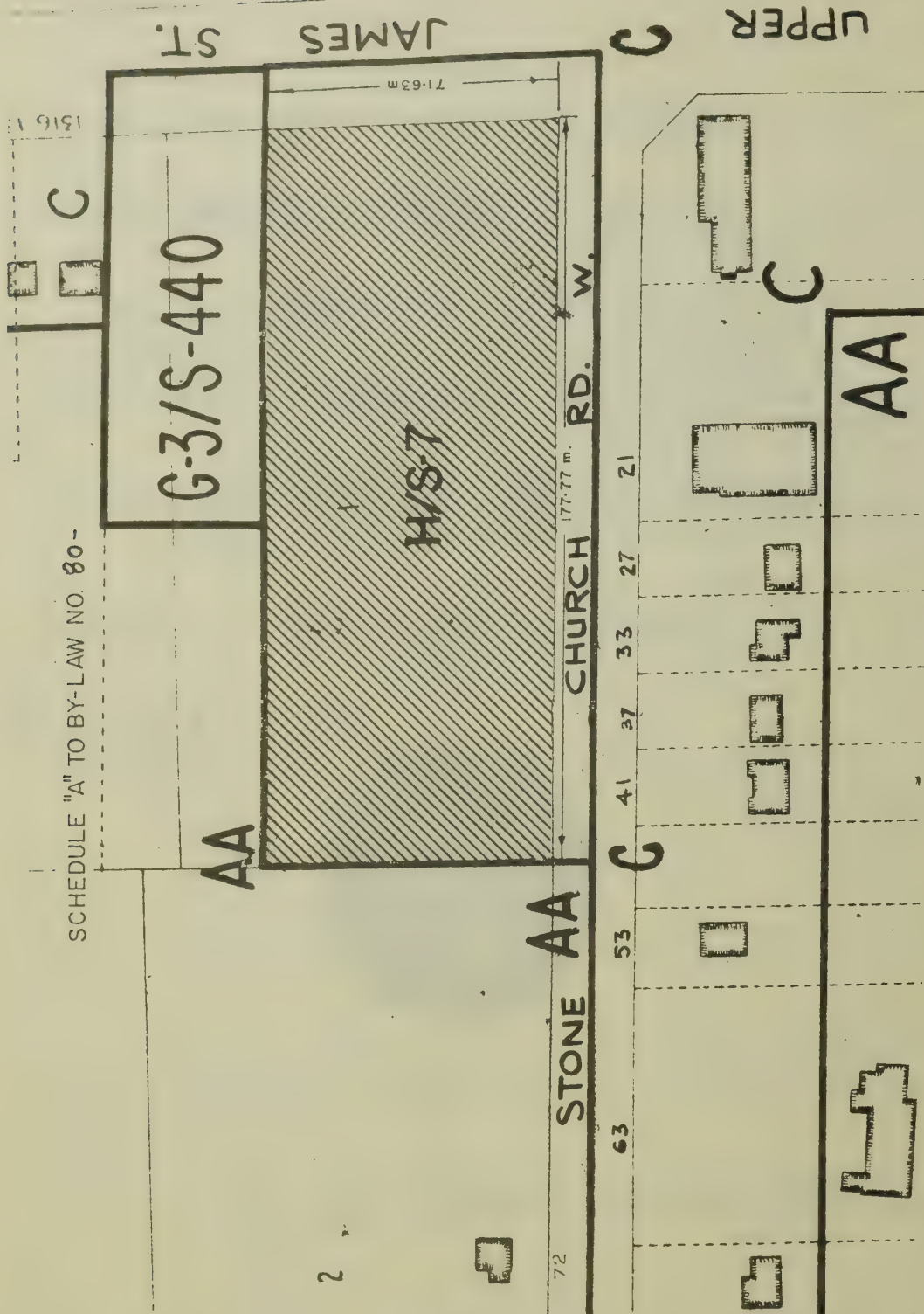
PASSED this 29th day of January A.D. 1980.


City Clerk




Mayor

(1979) 36 R.P.D.C. 2, November 13
Johnston Motor Sales Co. Limited, Lessee
Z.A. 79-45



LEGEND

Lands on Part of Sheet No. W-9C of The Zoning District Maps to be regulated by By-law No. 80-

Bill No. 17

This is Schedule "A" to By-law No. 80-018 passed the 29th day of January, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-019

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 316 JAMES STREET SOUTH

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding section 9(1) of Zoning By-law No. 6593, the existing building may be used as a multiple dwelling containing a maximum of 7 dwelling units.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-688".

4. Sheet No. W-6 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-688".

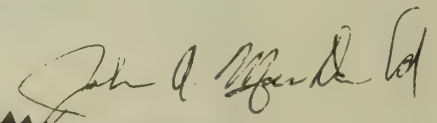
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

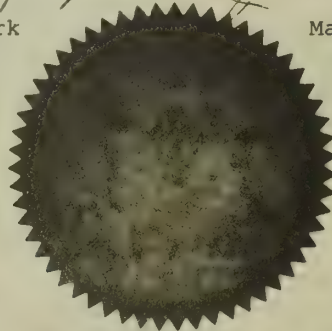
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of January

A.D. 1980.

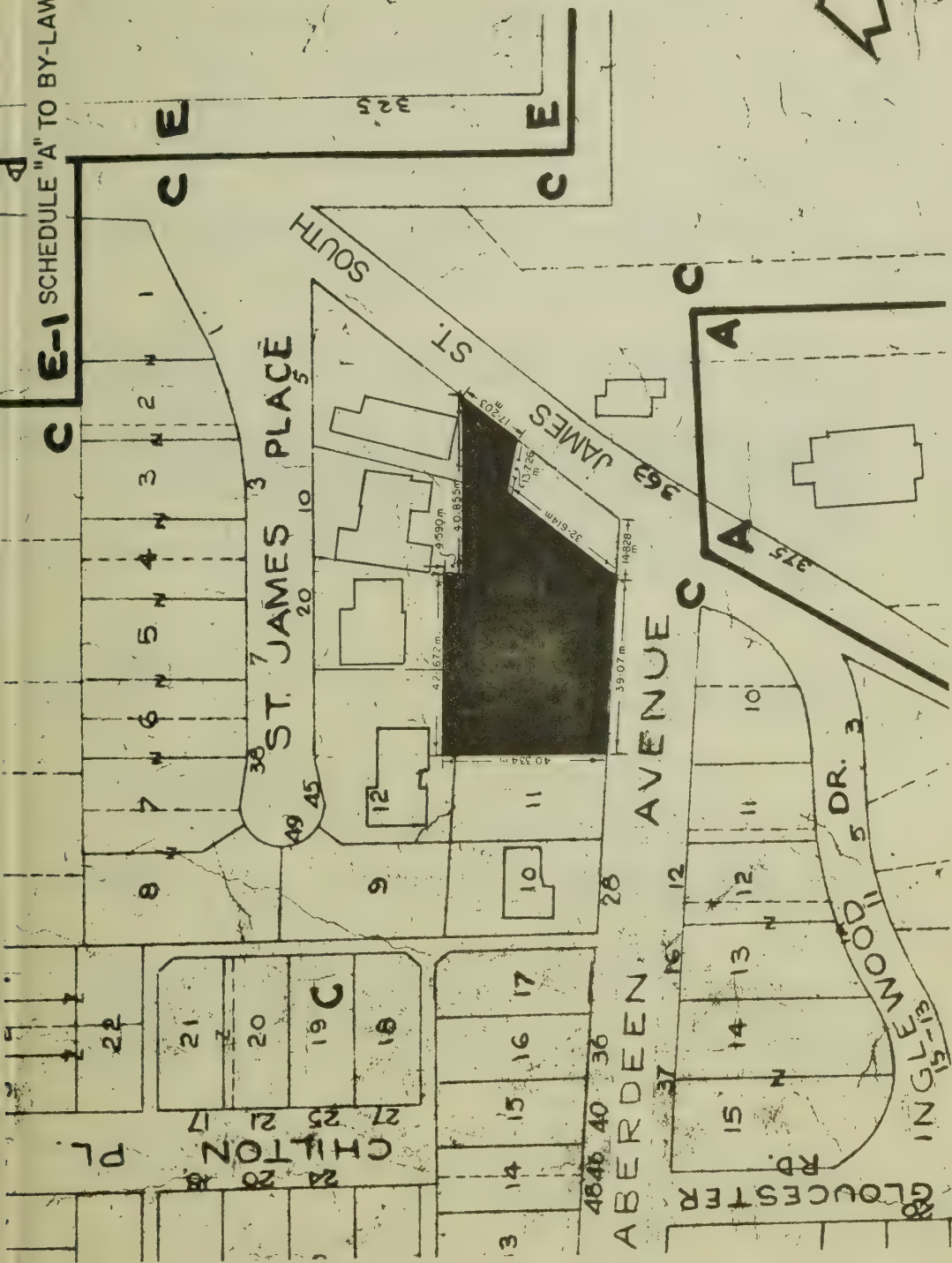

City Clerk


Mayor



(1979) 39 R.P.D.C. 3, December 11
M. Gilmour, Owner
Z.A. 79-64

C E-1 SCHEDULE "A" TO BY-LAW NO.



LEGEND

Lands on Part of Sheet No. W-6 of The Zoning District Maps to be regulated by By-law No.



Bill No. 18

This is Schedule "A" to By-law No. 80-019 passed the 29th day of January, 1980.

E.A. Thompson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
John D. McNeill
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 020

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 780 RENNIE STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-92 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

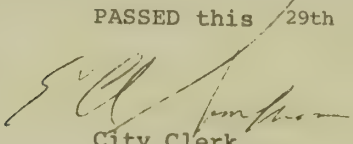
- (a) by changing from "H" (Community Shopping and Commercial, etc.) district to "J" (Light and Limited Heavy Industry, etc.) district, the land,

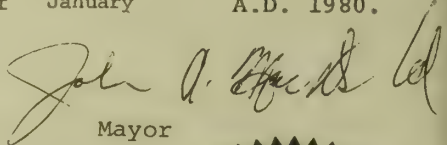
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

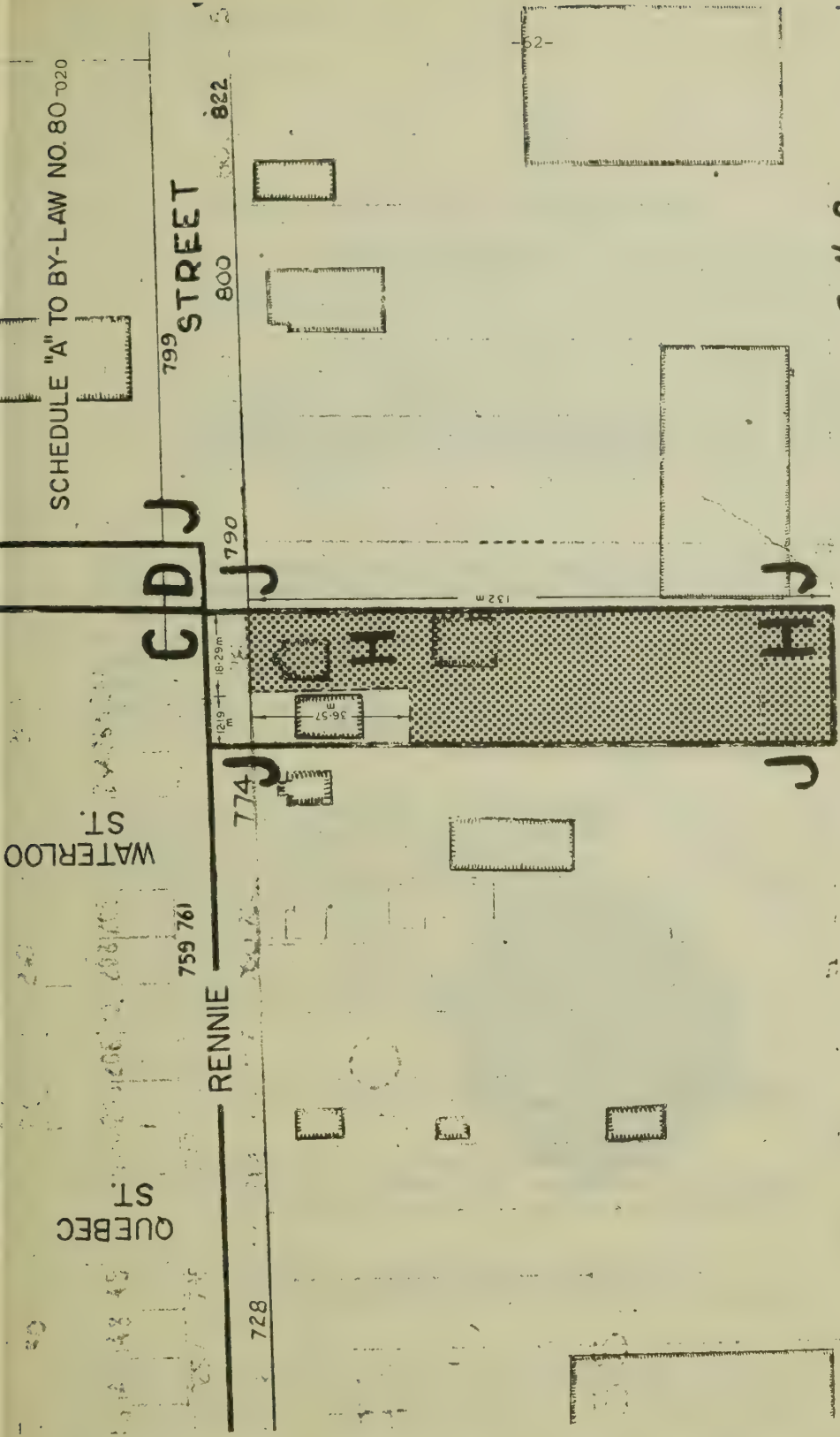
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor



01/29/80



C. N. R.

LEGEND

Lands on Part of Sheet No. E-92 of The Zoning District Maps to be re-zoned from "H" (Community Shopping and Commercial, etc.) District to "J" (Light and Limited Heavy Industry, etc.) District.



C. N. R.

Bill No. 19

This is Schedule "A" to By-law No. 80-020 passed the 29th day of January, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 021

To Amend:

By-law No. 76-233

Respecting:

LAND LOCATED AT THE NORTH-WEST CORNER
OF YORK BOULEVARD AND QUEEN STREET

WHEREAS By-law No. 76-233, passed on the 27th day of July, 1976 and approved by the Ontario Municipal Board by Order dated the 22nd day of November, 1976, (File Number R 762646), as amended by By-law No. 80-009 passed on the 29th day of January, 1980, made the land located at the north-west corner of York Boulevard and Queen Street subject to special requirements and, inter alia, to the requirement in paragraph 5 of section 7 of the said by-law, as follows:

5. There shall be provided and maintained for the length of the property adjacent to York Boulevard a protective structure in the form of a canopy or building overhang extending to within 0.08 metres of the property line of a minimum width of 3.0 metres at a height of not less than 3.0 metres above grade and not more than 9.0 metres above grade as prescribed and illustrated in schedule "B" as Feature 2;

AND WHEREAS it is intended to exempt the land aforesaid from the said special requirement;

AND WHEREAS the effect of the exemption is to delete the requirement for a canopy along the front part of the property where it abuts York Boulevard.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) Paragraph 5 of section 7 of By-law No. 76-233 shall not apply to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

-
- (b) Schedule "B" to By-law No. 76-233, as replaced by section 3 of By-law NO. 80-009, is hereto annexed as schedule "B-1980".

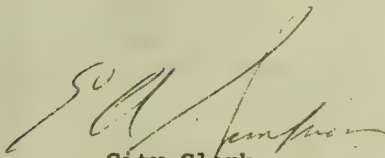
-
-
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-481a".

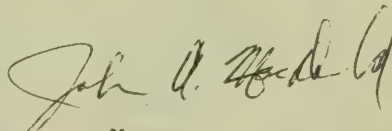
3. Sheet No. W-12 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-481a".

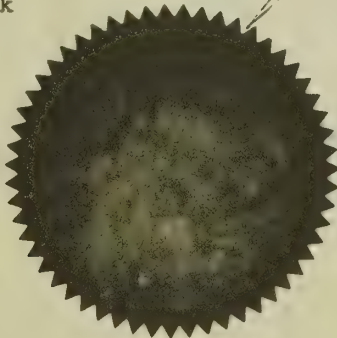
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of January A.D. 1980.

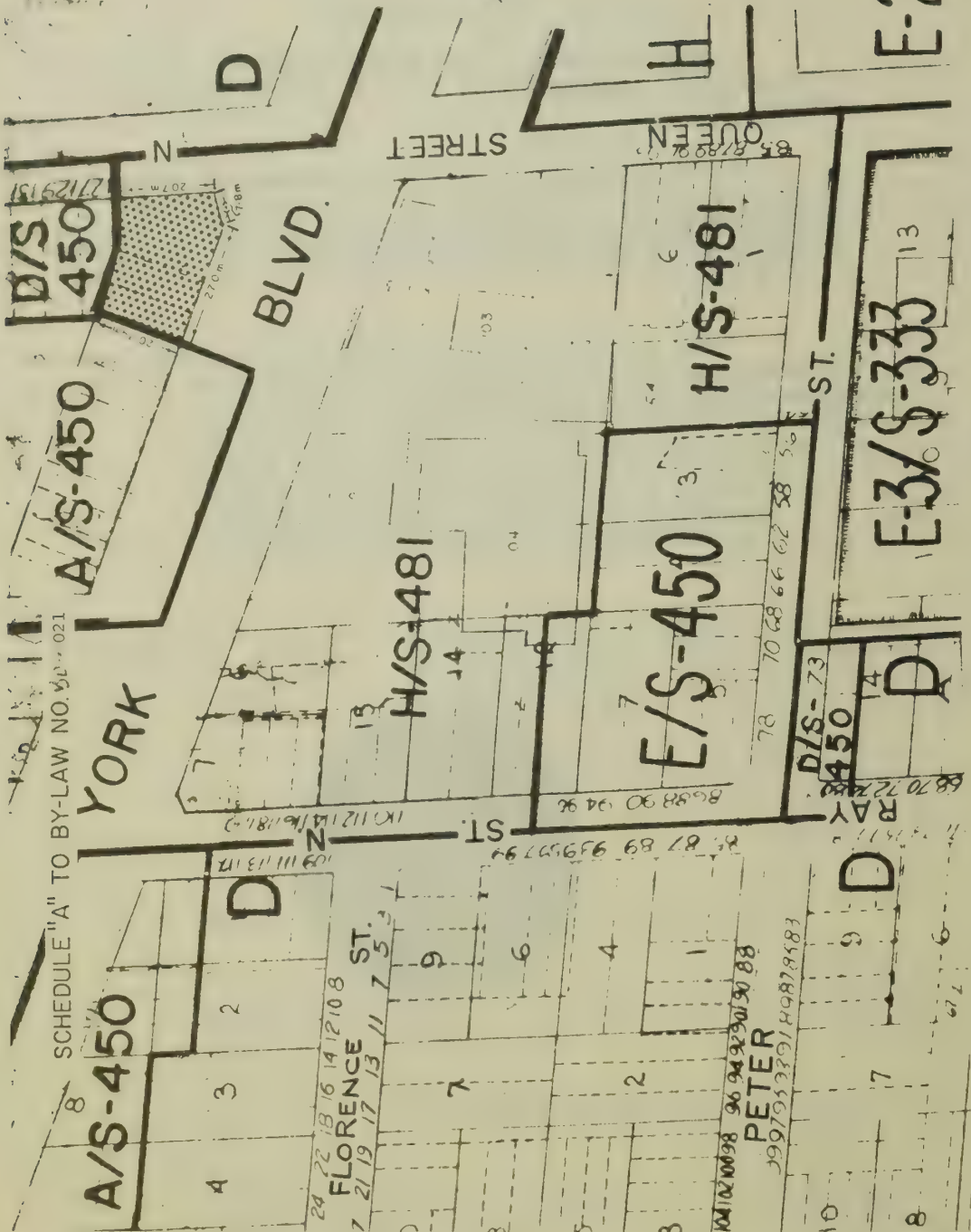

City Clerk


Mayor



(1979) 38 R.P.D.C. 1, November 27
City Initiative
D.A. 79-12

W12



LEGEND

Lands on Part of Sheet No. W-12 of The Zoning District Maps to be regulated by By-laws

Bill No. 20

This is Schedule "A" to By-law No. 80-021 passed the 29th day of January, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

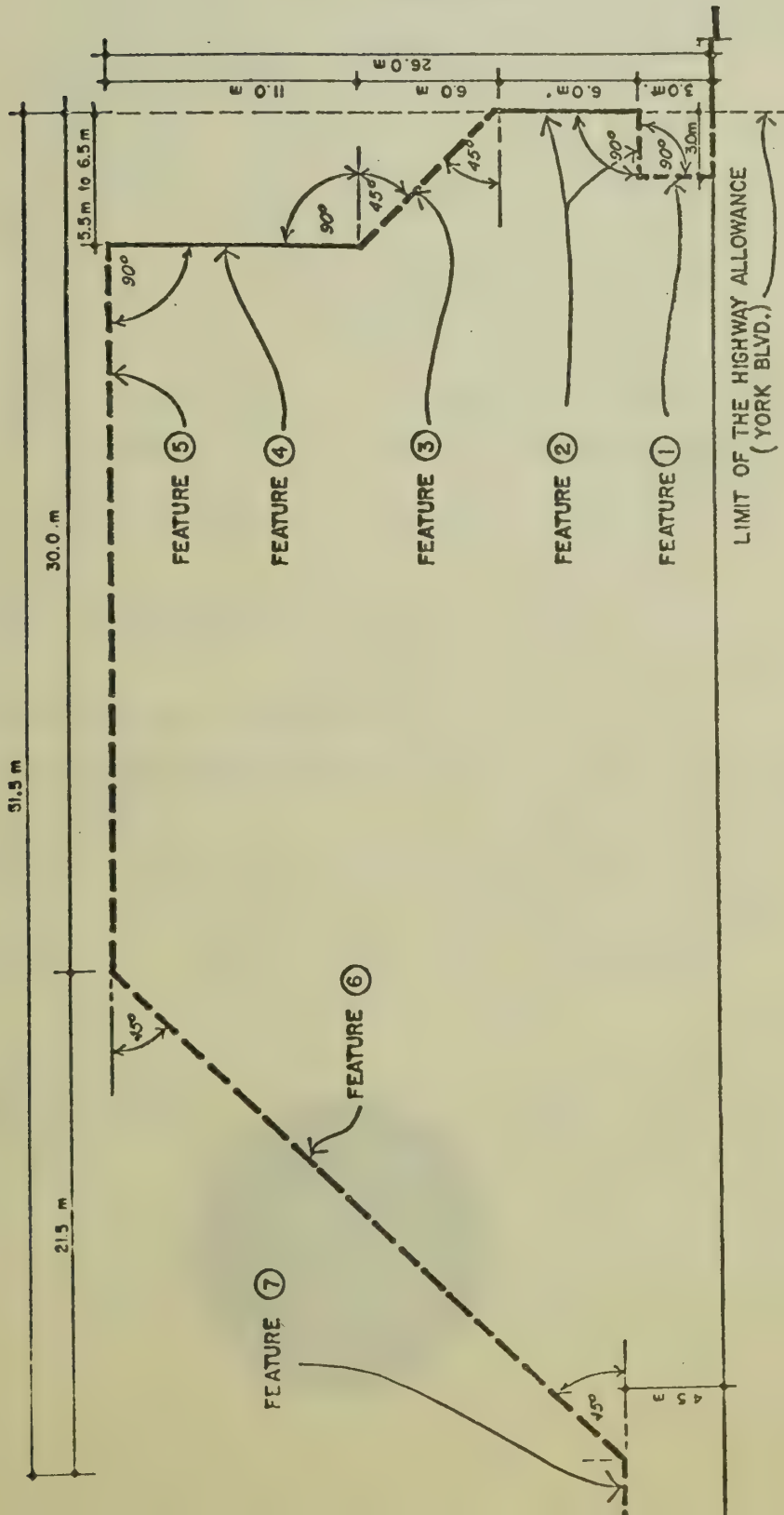
SCHEDULE "B-1980"

TO

BY-LAW NO. 80-021

RESPECTING:

METRICATION



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 022

TO WIDEN QUINN AVENUE,
EAST SIDE, NORTH OF STONE CHURCH ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

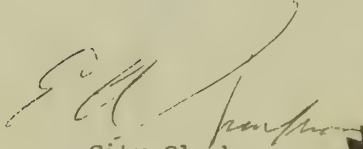
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Quinn Avenue by incorporating within its limits the lands described in Schedule "A" hereto.

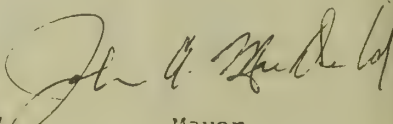
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Quinn Avenue.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of January A.D. 1980.


City Clerk

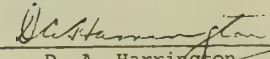

Mayor



SCHEDULE "A"

Description for By-law to widen Quinn Avenue -
east side, north of Stone Church Road

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of parts of Lot 5 according to Quinn Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1004 and which said parcel may be more particularly described as all of Parts 4, 5 and 6 according to a Reference Plan received and deposited in the said Land Registry Office on April 20th, 1976 as Plan 62R-2934.


D. A. Harrington,
Ontario Land Surveyor.

Department of Engineering
17 January 1980
DAH:js

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 -023

TO WIDEN ARBOUR ROAD,
EAST SIDE, NORTH OF STONE CHURCH ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

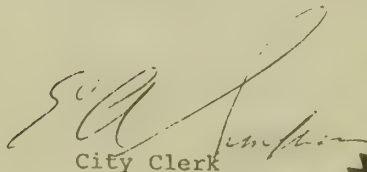
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Arbour Road by incorporating within its limits the lands described in Schedule "A" hereto.

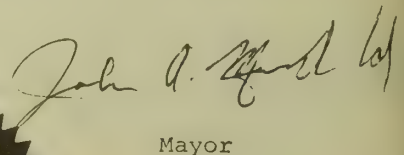
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Arbour Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of January A.D. 1980.


City Clerk

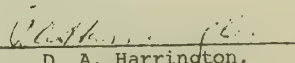

Mayor



SCHEDULE "A"

Description for By-law to widen Arbour Road -
east side, north of Stone Church Road

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot "D" No. 1 according to Registered Plan 294, but abstracted as part of Lot 1, Concession 7, Township of Barton and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on February 24th, 1978 as Plan 62R-4085.


D. A. Harrington,
Ontario Land Surveyor.

Department of Engineering
16 January 1980
DAH:js

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 024

TO WIDEN PRITCHARD ROAD,
WEST SIDE, NORTH OF STONE CHURCH ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Pritchard Road by incorporating within its limits the lands described in Schedule "A" hereto.

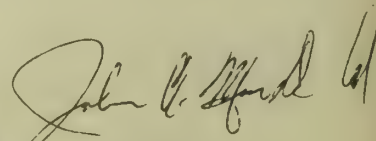
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

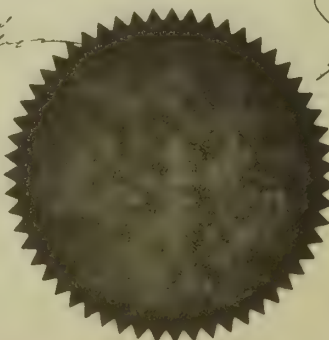
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Pritchard Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

Description for By-law to widen Pritchard Road -
west side, north of Stone Church Road

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot "D" No. 1 according to Registered Plan 294, but abstracted as part of Lot 1, Concession 7, Township of Barton and which said parcel may be more particularly described as all of Part 3 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on February 24th, 1978 as Plan 62R-4085.


D. A. Harrington
Ontario Land Surveyor.

Department of Engineering
16 January 1980
DAH:js

The Corporation of the City of Hamilton

BY-LAW NO. 80- 025

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED SOUTH OF STONE CHURCH ROAD EAST
AND WEST OF UPPER WENTWORTH STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. E-18C and E-18D of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950 are amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 1; and
- (b) by changing from "RT-30" (Street - Townhouse) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Blocks 2 to 14; and
- (c) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "G-1" (Designed Shopping Centre) district, the land comprised in Block 17; and
- (d) by changing from "C" (Urban Protected Residential, etc.) district to "G-1" (Designed Shopping Centre) district, the land comprised in Block 18,

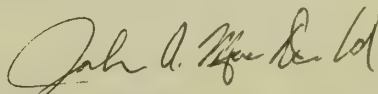
the extent and boundaries of each of which Blocks 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 17 and 18 are shown on a plan hereto annexed as schedule "A".

2. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land comprised in Blocks 9 to 16 inclusive, the extent and boundaries of which are shown on schedule "A" are amended to the extent only of the following variances as special requirements:

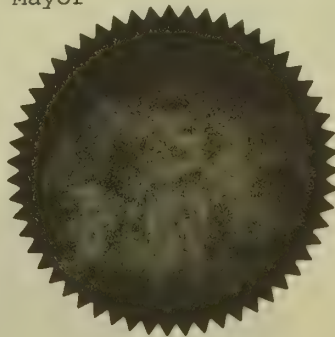
1. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a side yard of a width of at least 1.2 metres shall be provided and maintained for that side of a lot flanking a street.
2. Notwithstanding section 10(4)(i) of By-law No. 6593, a lot or tract of land for a single family dwelling shall have a width of at least 9 metres and an area of at least 278 square metres.
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions applicable to Blocks 9 to 16 inclusive, subject to the special requirements referred to in section 2.
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-620a".
5. Sheets Nos. E-18C and E-18D of the District Maps are amended by marking the lands referred to in section 2 of this by-law as Blocks 9 to 16 inclusive, "S-620a".
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

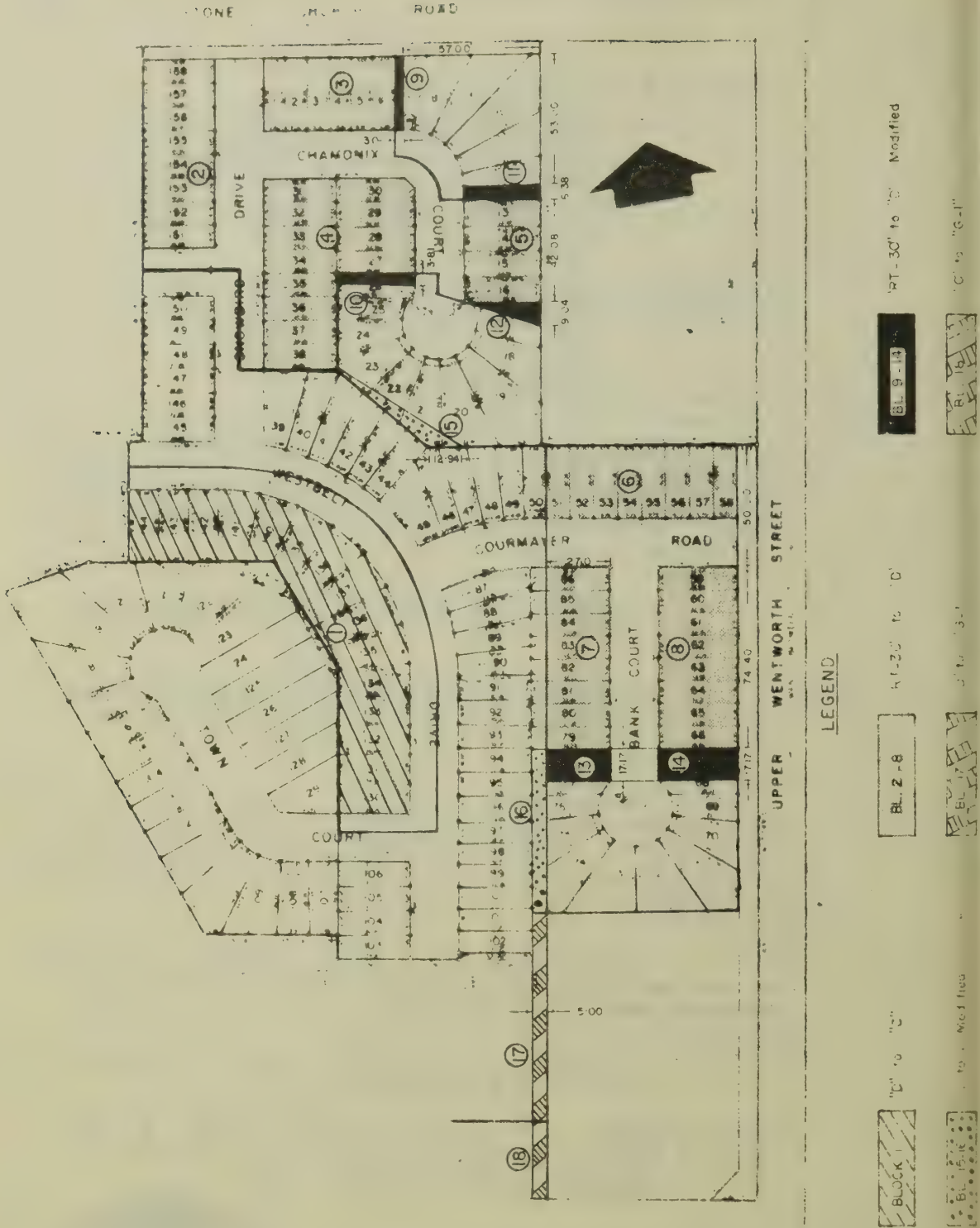
PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor

(1980) 40 R.P.D.C. 1, January 8
Mentino Investments Limited and
Sparen Investments Limited, Owners
Z.A. 79-63
(Z.A. 77-47)





Bill No. 24

This is Schedule "A" to By-law No. 20-025 passed the 29th day of January, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 026

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON PART OF THE BEACH STRIP

WHEREAS it is intended to establish the zoning of the lands hereinafter referred to;

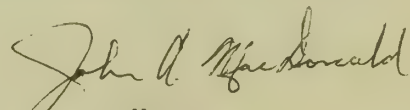
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

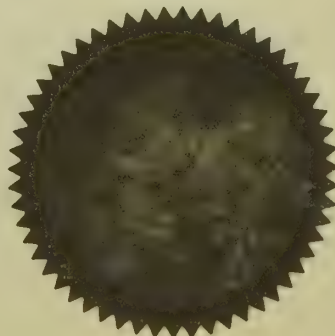
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

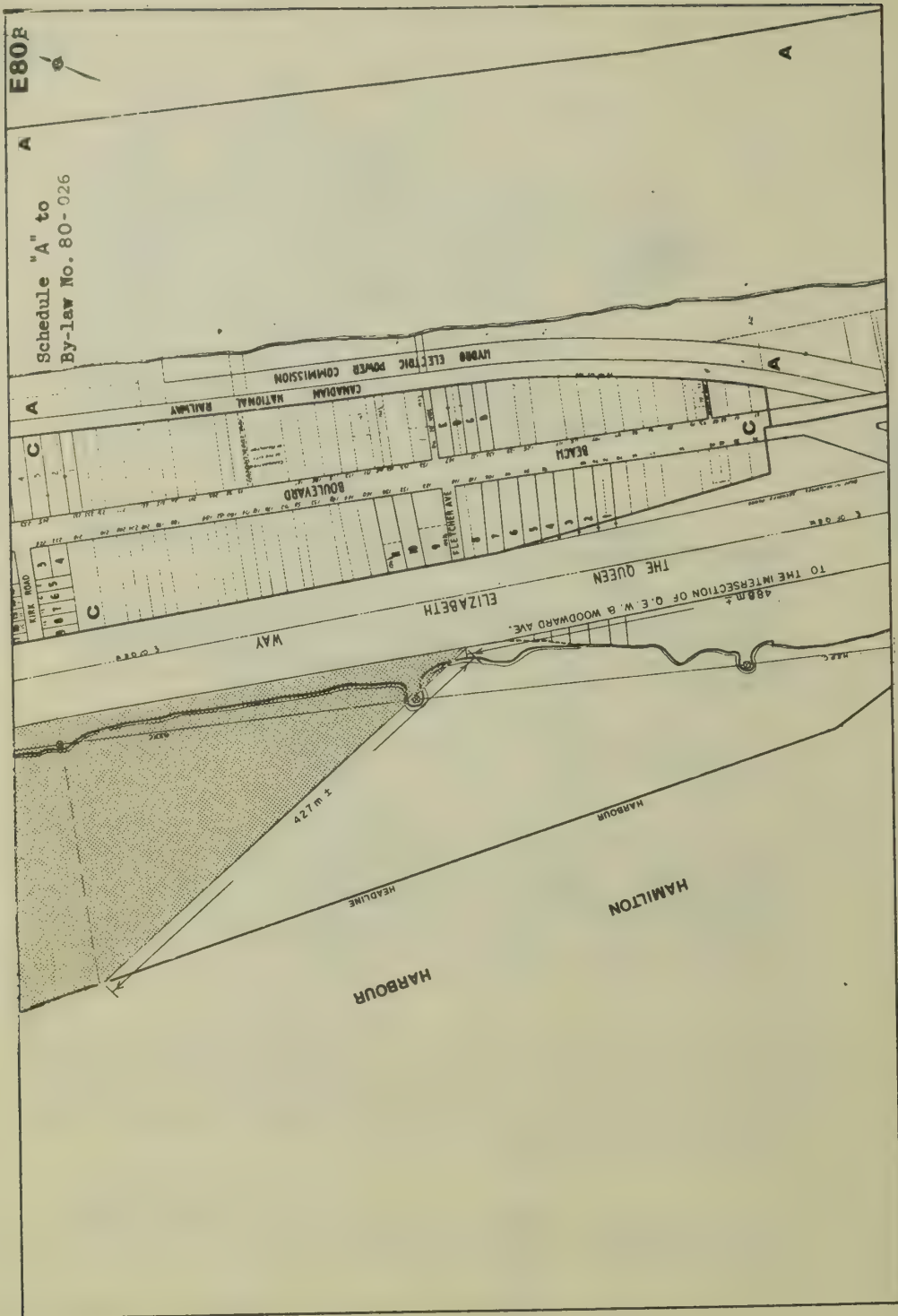
1. Sheets Nos. E-80B, E-80C, E-80D and E-80E of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, are hereby amended to zone the lands, the extent and boundaries of which are shown on plans hereto annexed as schedules "A", "A1", "A2" and "A3", as "L-t" (Planned Development - Transportation) district.
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor





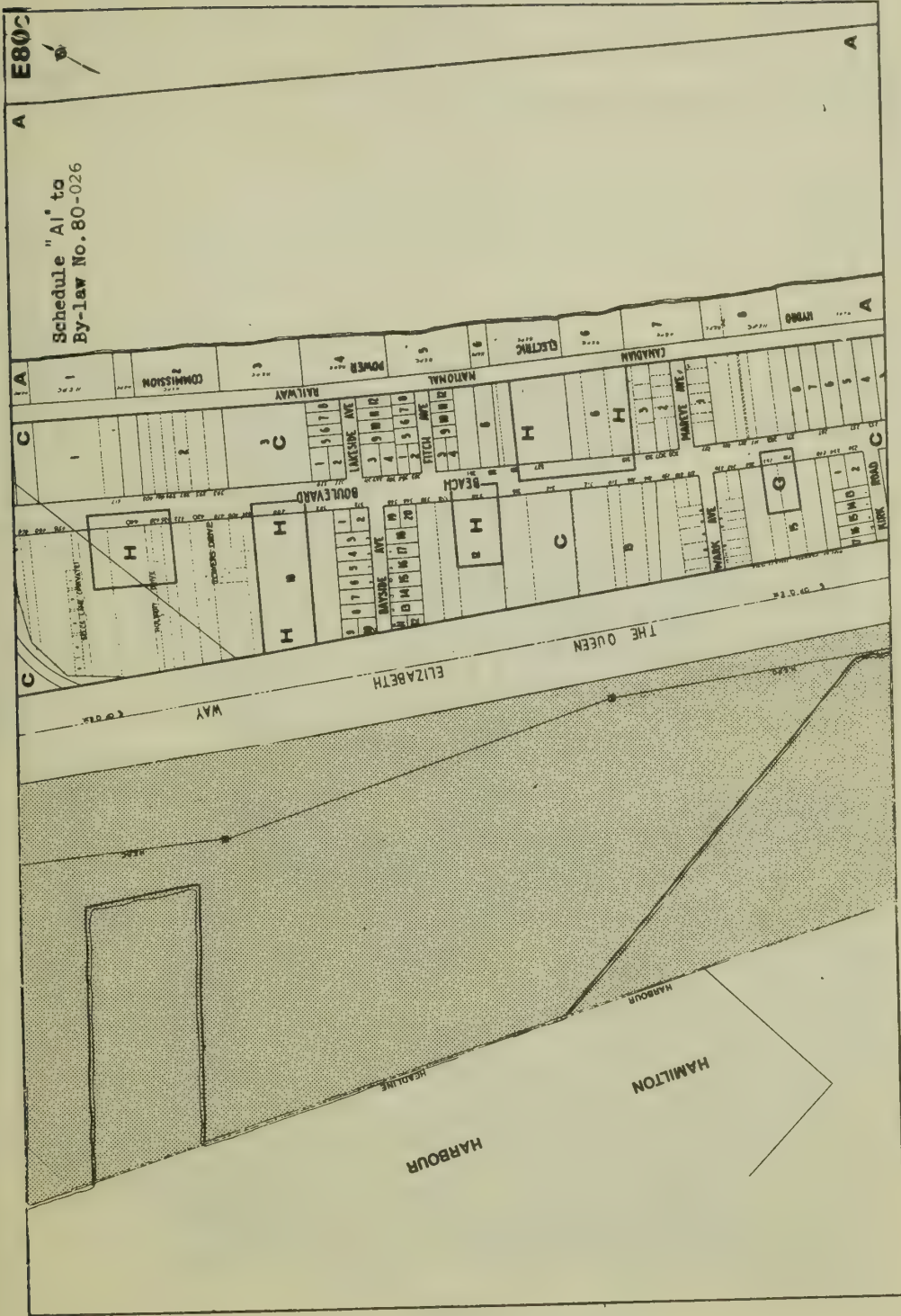
Bill No. 25

This is Schedule "A" to By-law No. 80-026 passed the 29th day of January, 1980.

John A. MacDonell
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. MacDonell
Mayor



LEGEND
 Lands on Sheet No. E-80C of The Zoning District Maps to be zoned to "L-t" (Planned Development-Transportation) District.

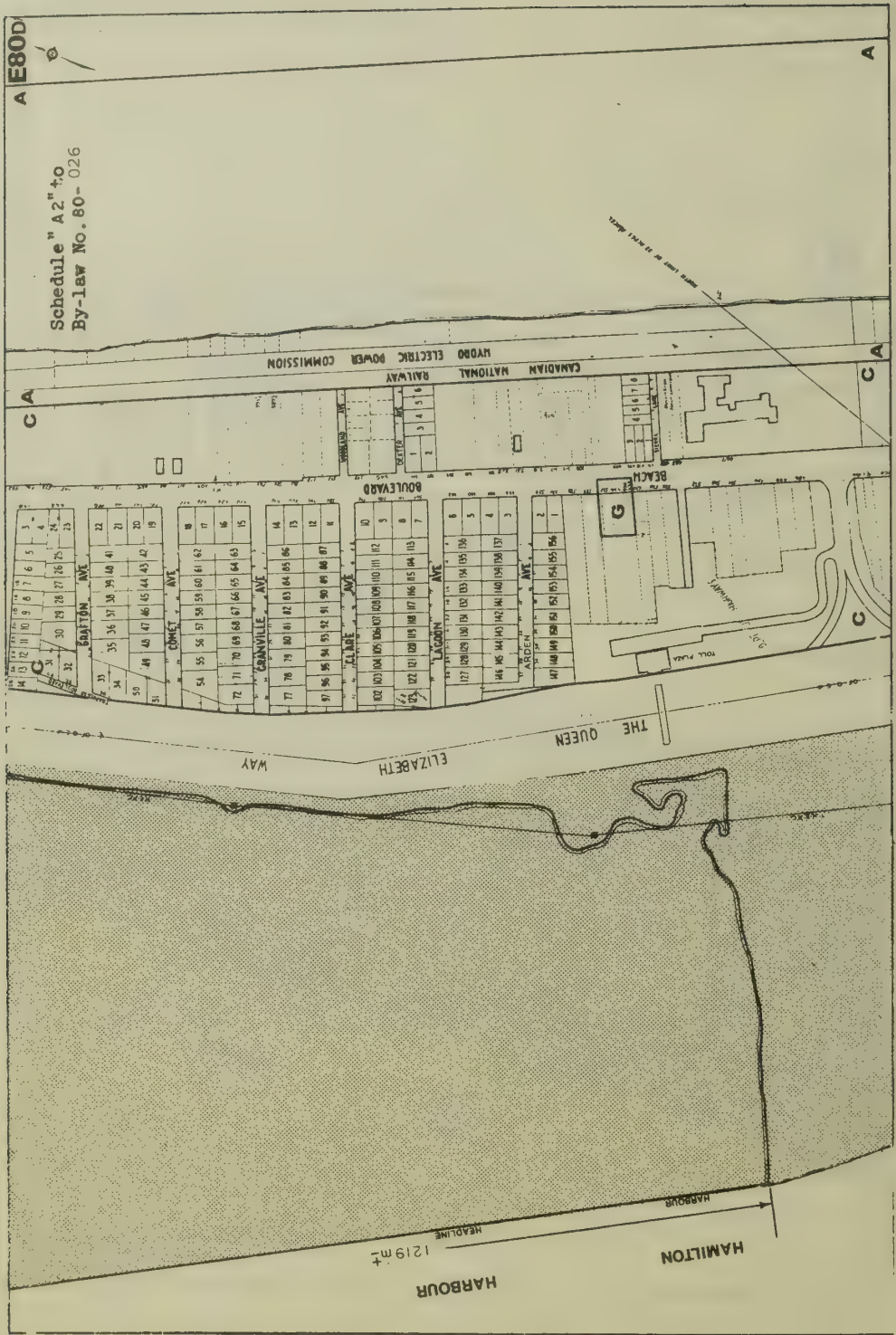
Bill No. 25

This is Schedule "A1" to By-law No. 80-026 passed the 29th day of January, 1980.

[Signature]
 City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
 Mayor



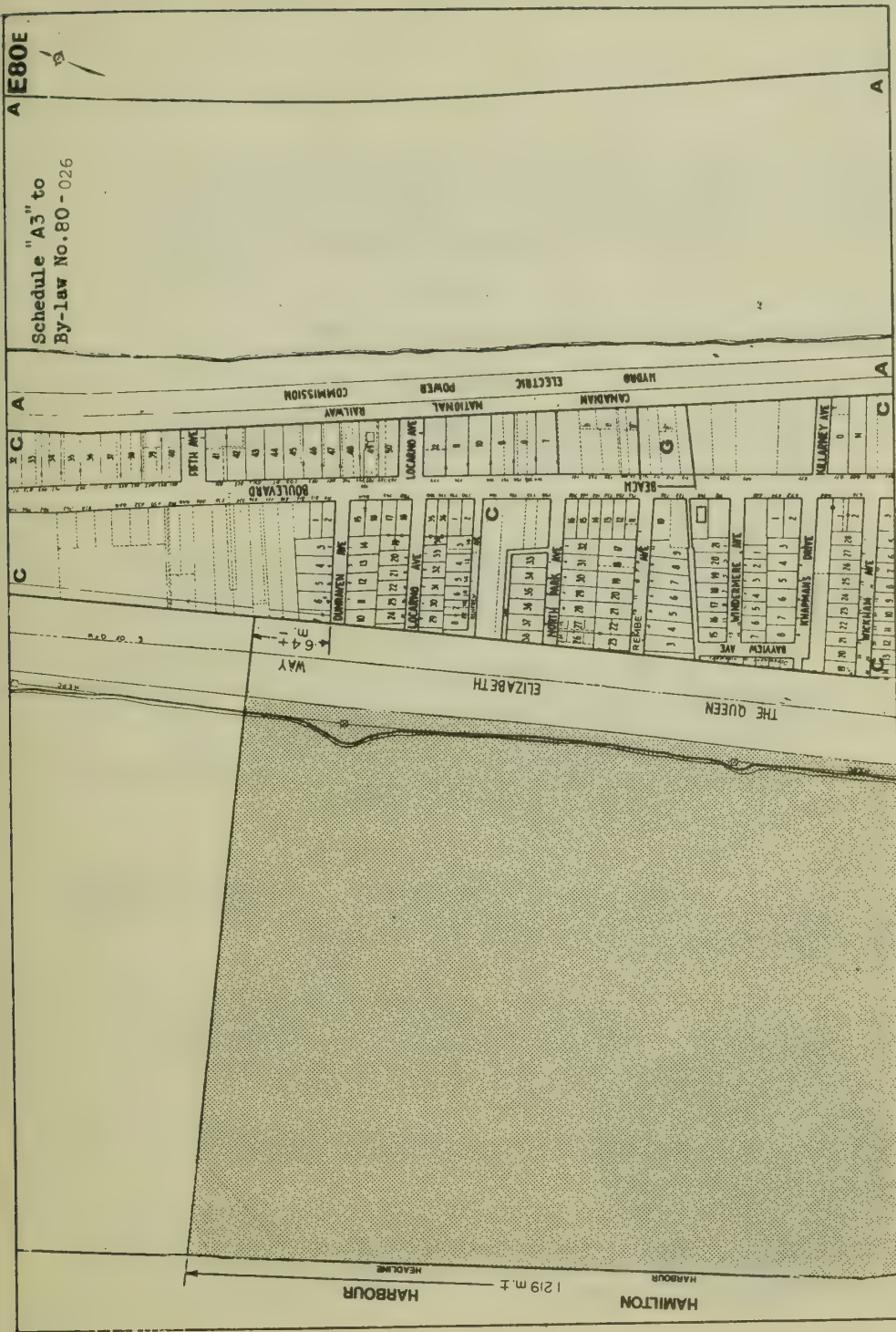
Bill No. 25

This is Schedule "A2" to By-law No. 80-026 passed the 29th day of January, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor



LEGEND
[Shaded Box] Lands on Sheet No. E-80E of The Zoning District Maps to be zoned to "L-t" (Planned Development-Transportation) District.

Bill No. 25

This is Schedule "A" to By-law No. 20-026 passed the 29th day of January, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-027

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF GARTH STREET
BETWEEN SCENIC DRIVE AND DENLOW AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. W-25 and W-26 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, are amended,

- (a) by changing from "B" (Suburban Agriculture and Residential, etc.) district to "B-1" (Suburban Agriculture and Residential, etc.) district, the land comprised in Blocks 1 and 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

2. The "B-1" District provisions applicable to the land comprised in Block 2 referred to in section 1 are amended to the extent only of the following variance as a special requirement:

- 1. Notwithstanding section 8A(3)(ii) of By-law No. 6593, the side yard along each side lot line shall have a width of at least 1.2 metres.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "B-1" District provisions applicable to Block 2, subject to the special requirement referred to in section 2.

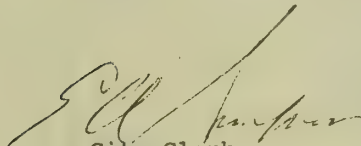
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-690".

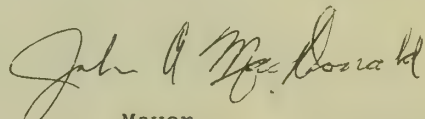
5. Sheets Nos. W-25 and W-26 of the District Maps are amended by marking the land referred to in section 1 of this by-law as Block 2, "S-690".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

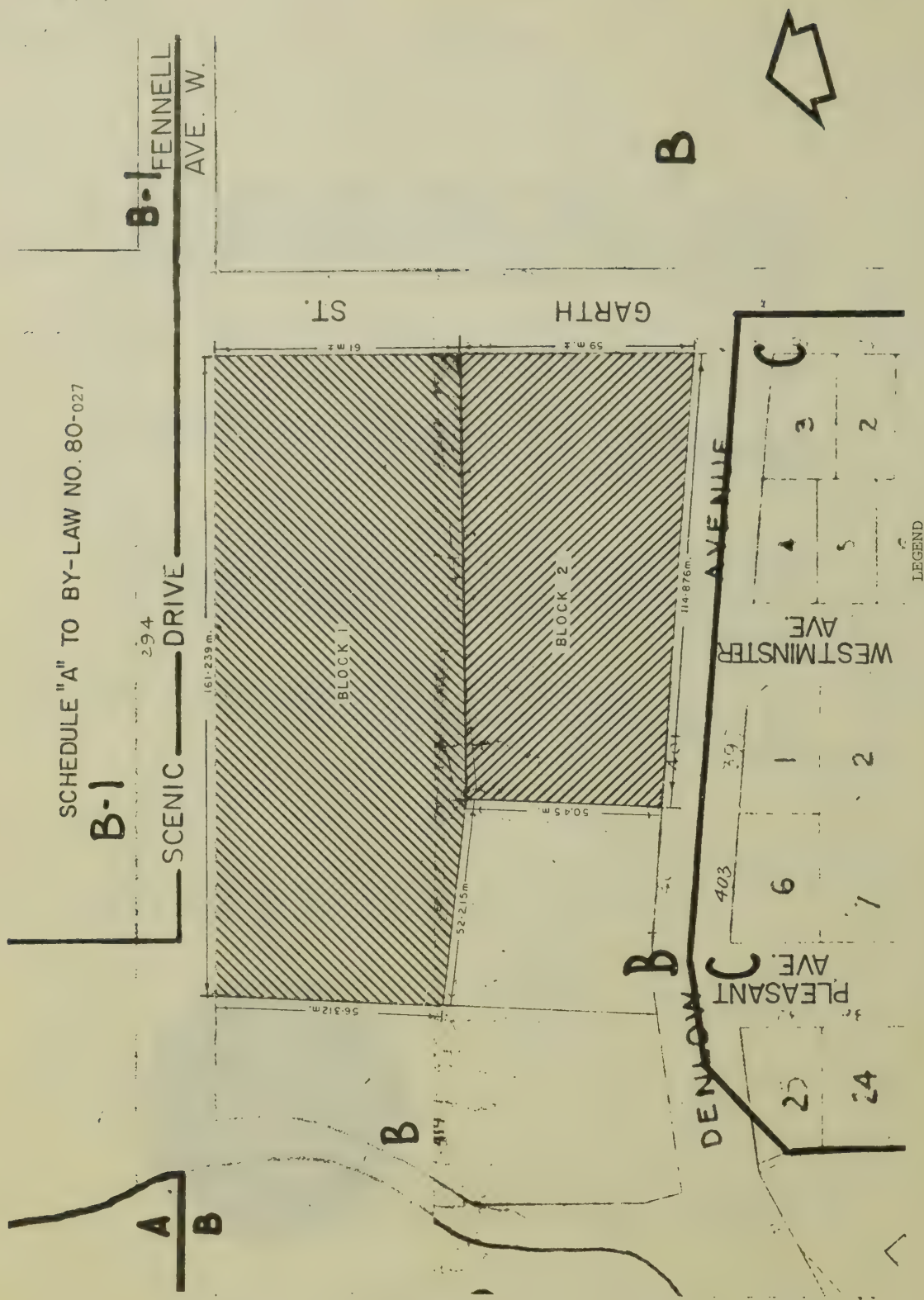
PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor



(1980) 40 R.P.D.C. 3, January 8
L. Spicer, Owner
Z.A. 79-68



Lands on Part of Sheet No. W-25 and Part of Sheet No. W-26 of The Zoning District Maps to be re-zoned from "B" (Suburban Agriculture and Residential, etc.) District to "B-1" (Suburban Agriculture and Residential, etc.) District.



Bill No. 26

This is Schedule "A" to By-law No. 80-027 passed the 29th day of January, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

BY-LAW NO. 80 - 028

TO CLOSE AND RETAIN WALDO ROAD
FROM MOUNTAIN BROW BOULEVARD TO LIMERIDGE ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to stop-up and sell any highway or part of a highway.

AND WHEREAS it is deemed expedient to stop-up and retain the highway described herein.

AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act.

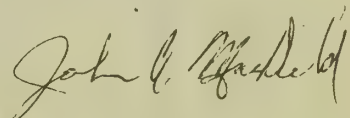
AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic & Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

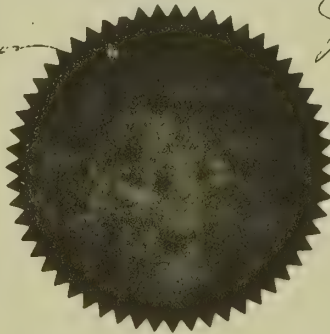
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The highway described in Schedule "A" is hereby stopped-up.

PASSED this 29th day of January, A.D. 1980.

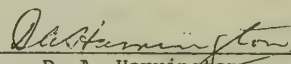

City Clerk


Mayor



Description for By-law to close Waldo Road -
Mountain Brow Boulevard to Limeridge Road

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Waldo Road as established by City of Hamilton By-law No. 9562 dated January 16th, 1962 and registered in the Land Registry Office for the Registry Division of Wentworth as Inst. No. 187811 H.L., said Waldo Road being formerly part of Lots 1 and 2, Concession 6, Township of Barton, and which said parcel may be more particularly described as all of Part 1 (being composed of part of Lots 1 and 2) and all of Part 2 (being composed of Lots 1 and 2) according to a Reference Plan received and deposited in the said Land Registry Office on July 23rd, 1979 as Plan 62R-4924.


D. A. Harrington,
Ontario Land Surveyor.

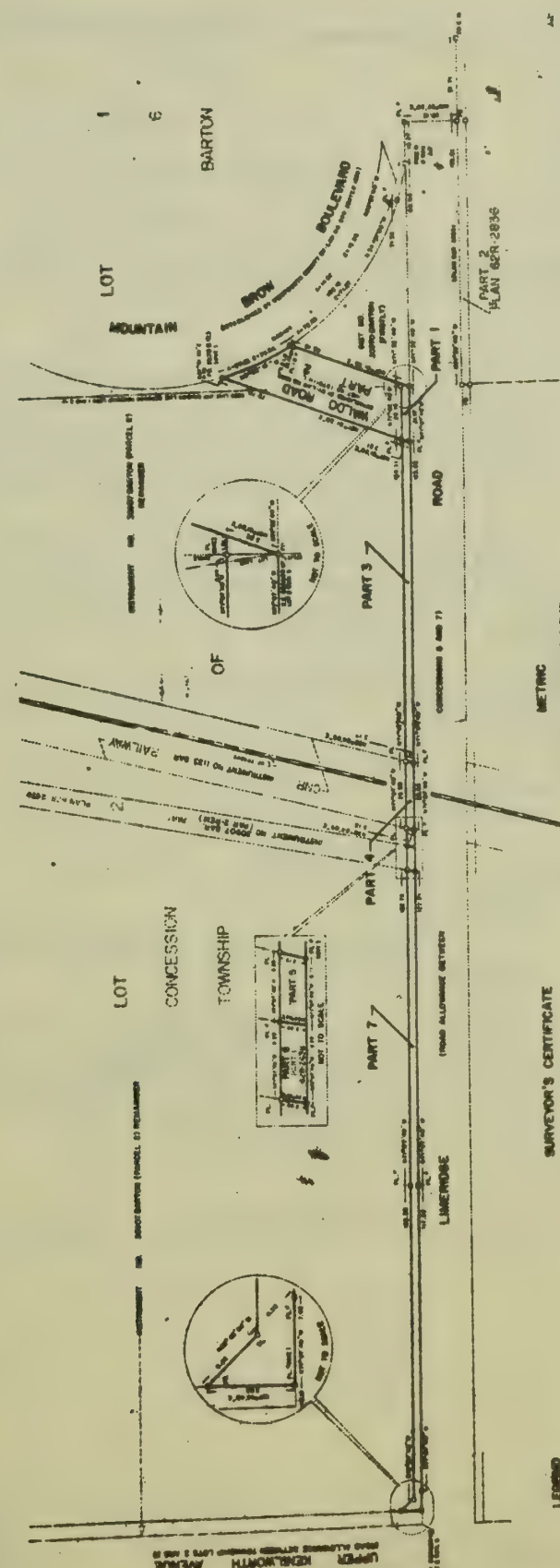
Department of Engineering
27 November 1979
DAH:js

PART	DESCRIPTION	AREA	REMARKS
1	SECTION 1	1.00	
2	SECTION 2	1.00	
3	SECTION 3	1.00	
4	SECTION 4	1.00	
5	SECTION 5	1.00	
6	SECTION 6	1.00	
7	SECTION 7	1.00	
8	SECTION 8	1.00	
9	SECTION 9	1.00	
10	SECTION 10	1.00	
11	SECTION 11	1.00	
12	SECTION 12	1.00	
13	SECTION 13	1.00	
14	SECTION 14	1.00	
15	SECTION 15	1.00	
16	SECTION 16	1.00	
17	SECTION 17	1.00	
18	SECTION 18	1.00	
19	SECTION 19	1.00	
20	SECTION 20	1.00	

PLAN 62N-7727
 RECEIVED JULY 23, 1979
 CITY OF HAMILTON
 DEPARTMENT OF ENGINEERING - LAND SURVEYS
 CAUTION: THIS PLAN IS NOT A PLAN OF SUBDIVISION WITHIN THE MEANING OF THE PLANNING ACT



STATEMENT OF THE SURVEYOR
 PART OF LOTS 1 AND 2 - CONCESSION 6 - TOWNSHIP OF BARTON
 CITY OF HAMILTON
 MUNICIPALITY OF HAMILTON - KENT COUNTY
 SCALE: 1" = 600'
 O.S. HAMILTON - GEORGE LAMB SURVEYOR
 1979



METRIC
 MEASUREMENTS SHOWN ON THIS PLAN
 ARE IN METERS AND MAY BE CONVERTED
 TO FEET BY MULTIPLYING BY
 0.3048

SURVEYOR'S CERTIFICATE
 I HEREBY CERTIFY THAT
 1. THE SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH
 THE REQUIREMENTS OF THE PLANNING ACT AND THE REGULATIONS
 MADE THEREUNDER
 2. THE SURVEY WAS COMPLETED ON THE 17th DAY OF MARCH, 1979

LEGEND
 SHOWN
 1. SHOWN
 2. SHOWN
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 19. SHOWN
 20. SHOWN

CITY OF HAMILTON
 DEPARTMENT OF ENGINEERING - LAND SURVEYS
 LINE ROUGE ROAD - CONCESSION 6 - TOWNSHIP OF BARTON - CITY OF HAMILTON
 PLAN 62N-7727
 SCALE: 1" = 600'
 O.S. HAMILTON - GEORGE LAMB SURVEYOR
 1979
 CITY SURVEYOR
 PLAN NO P-1331
 SURVEYS

The Corporation of the City of Hamilton

BY-LAW NO. 80-029

To Amend:

Zoning By-law No. 6593

Respecting:

RESTAURANTS IN THE CENTRAL AREA OF THE CITY GENERALLY BOUNDED BY
BARTON STREET, VICTORIA AVENUE, LOCKE STREET AND ABERDEEN AVENUE

WHEREAS clause (b) of paragraph 1 of subsection 12 of section 18 of By-law No. 6593 requires that there shall be provided and maintained accessory to a restaurant in an "H" District, a distance of not less than 12.0 metres between a residential district and the parking and manoeuvring area used in conjunction with a restaurant;

AND WHEREAS paragraph 2 of subsection 12 of section 18 of By-law No. 6593 requires that in an "H" District no points of ingress or egress at the lot line, to or from the lot on which a restaurant is located shall be situate closer than 30.0 metres to a residential district boundary;

AND WHEREAS the "H" District is described in By-law No. 6593 as a "Community Shopping and Commercial, etc." district;

AND WHEREAS it is desirable that the said provisions of section 18 of By-law No. 6593 shall not apply to restaurants located in the central areas of the City of Hamilton.

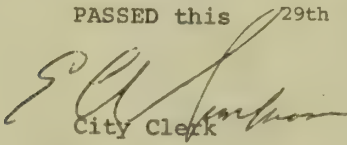
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

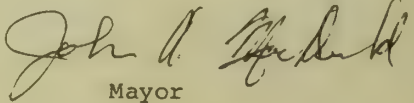
1. Section 18 of By-law No. 6593 is amended by adding thereto the following:

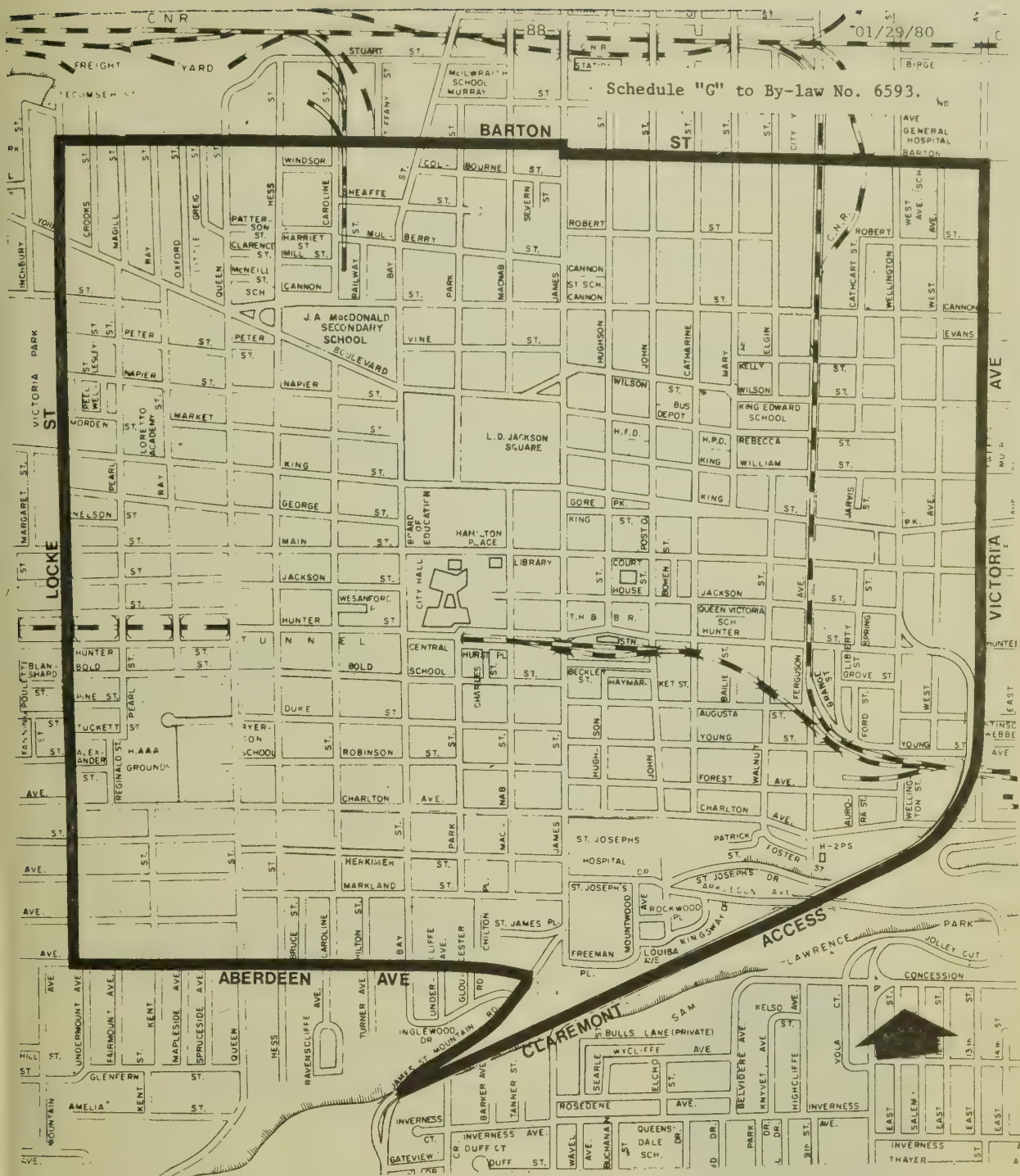
(13) Clause (b) of paragraph 1 of subsection 12 of this section and paragraph 2 of the said subsection 12 shall not apply to the land situate within the area shown on schedule "G" annexed hereto and forming part of this by-law.

2. Schedule "G" referred to in subsection 13 of section 18 of By-law No. 6593 is hereto annexed as schedule "A".

PASSED this 29th day of January A.D. 1980.

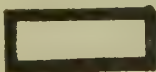

City Clerk


Mayor



Schedule "G" to By-law No. 6593.

LEGEND



Lands exempted from Section 18(12)1(b) and 18(12)2, of Zoning By-law No. 6593.

Bill No. 28

This is Schedule "A" to By-law No. 80-029 passed the 29th day of January, 1980

THE CORPORATION OF THE CITY OF HAMILTON

GA. [Signature]
City Clerk

John H. [Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 030

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE NORTH SIDE OF JACKSON STREET WEST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Notwithstanding section 10 and subsection 12 of section 18 of By-law No. 6593, and subject to paragraph 3 of this section, the land may be used as a parking lot.
2. The use of the land as a parking lot shall be accessory to the restaurant situate at Municipal No. 405 Main Street West.
3. Access to the land from Jackson Street and egress from the land onto Jackson Street shall not be provided and is hereby prohibited.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-686".

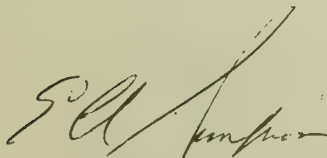
4. Sheet No. W-13 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-686".

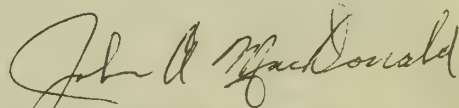
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

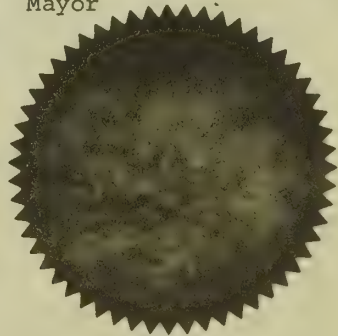
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of January

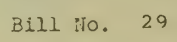
A.D. 1980.


City Clerk


Mayor



(1979) 39 R.P.D.C. 1(b), December 11
M. Skypas, Owner
Z.A. 79-59



THE CORPORATION OF THE CITY OF HAMILTON

 Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 031

To Amend:

Zoning By-law No. 6593

Respecting:

ACCESS DRIVEWAYS AND PARKING SPACE

WHEREAS section 18(3)(iv)(ad) of Zoning By-law No. 6593 provides as follows:

- (ad) No part of any required parking space shall be within a required front yard;

AND WHEREAS section 18(3)(iv)(c) of Zoning By-law No. 6593 provides as follows:

- 3. There shall be provided and maintained for a single family dwelling or a two family dwelling, an access driveway or mutual driveway not less than nine (9) feet wide. (71-330) (73-56);

AND WHEREAS section 1 of By-law No. 73-56, passed on the 13th day of February, 1973 provides as follows:

- 3a. This by-law does not apply to a single family dwelling or a two family dwelling erected prior to the 14th day of December, 1971.

AND WHEREAS it is intended to clarify the intent of the said paragraphs by providing that the requirements shall not apply as hereinafter set out.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

- 1. Section 18(3)(iv) of By-law No. 6593 is amended by adding thereto the following:

- (ae) Subclause (ad) of clause (iv) of this subsection shall not apply to a single family dwelling or a two family dwelling erected prior to the 14th day of December, 1971.

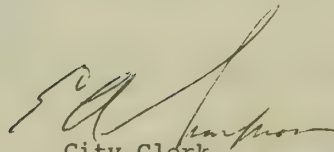
- 2. Paragraph 3(a) of section 18(3)(iv)(c) of By-law No. 6593 is repealed and the following substituted therefor:

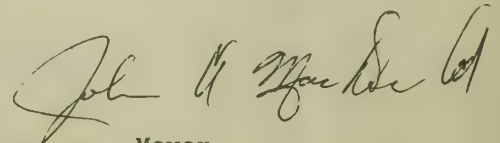
- 3(a) Paragraph 3 of subclause (c) of clause (iv) of this subsection shall not apply to a single family dwelling or a two family dwelling erected prior to the 14th day of December, 1971.

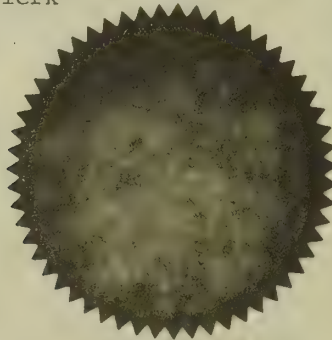
3. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

4. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 032

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1527 UPPER JAMES STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) district provisions applicable to Block 2 and the "E" (Multiple Dwellings, Lodges, Clubs, etc.) district provisions applicable to Block 1, the extent and boundaries of each of which Blocks are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. As to the "AA" District provisions applicable to Block 2,
 - (a) notwithstanding section 7A of Zoning By-law No. 6593, the land shown on schedule "A" as Block 2 may be used for parking in conjunction with the club building situate on Block 1 shown on schedule "A".
2. As to the "AA" and "E" District provisions applicable to Blocks 1 and 2,
 - (a) there shall be provided and maintained on the land comprised in Blocks 1 and 2, parking accessory to the building, at the ratio of one parking space for each six persons lawfully accommodated in the club building.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District provisions subject to the special requirements referred to in paragraphs 1 and 2 of section 1 and in accordance with the "E" District provisions subject to the special requirement referred to in paragraph 2 of section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-122a".

4. Sheet No. E-9D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-122a".

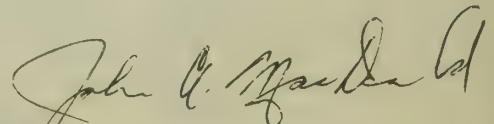
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

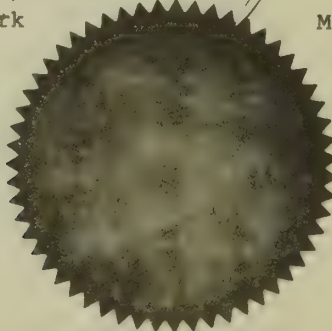
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of January

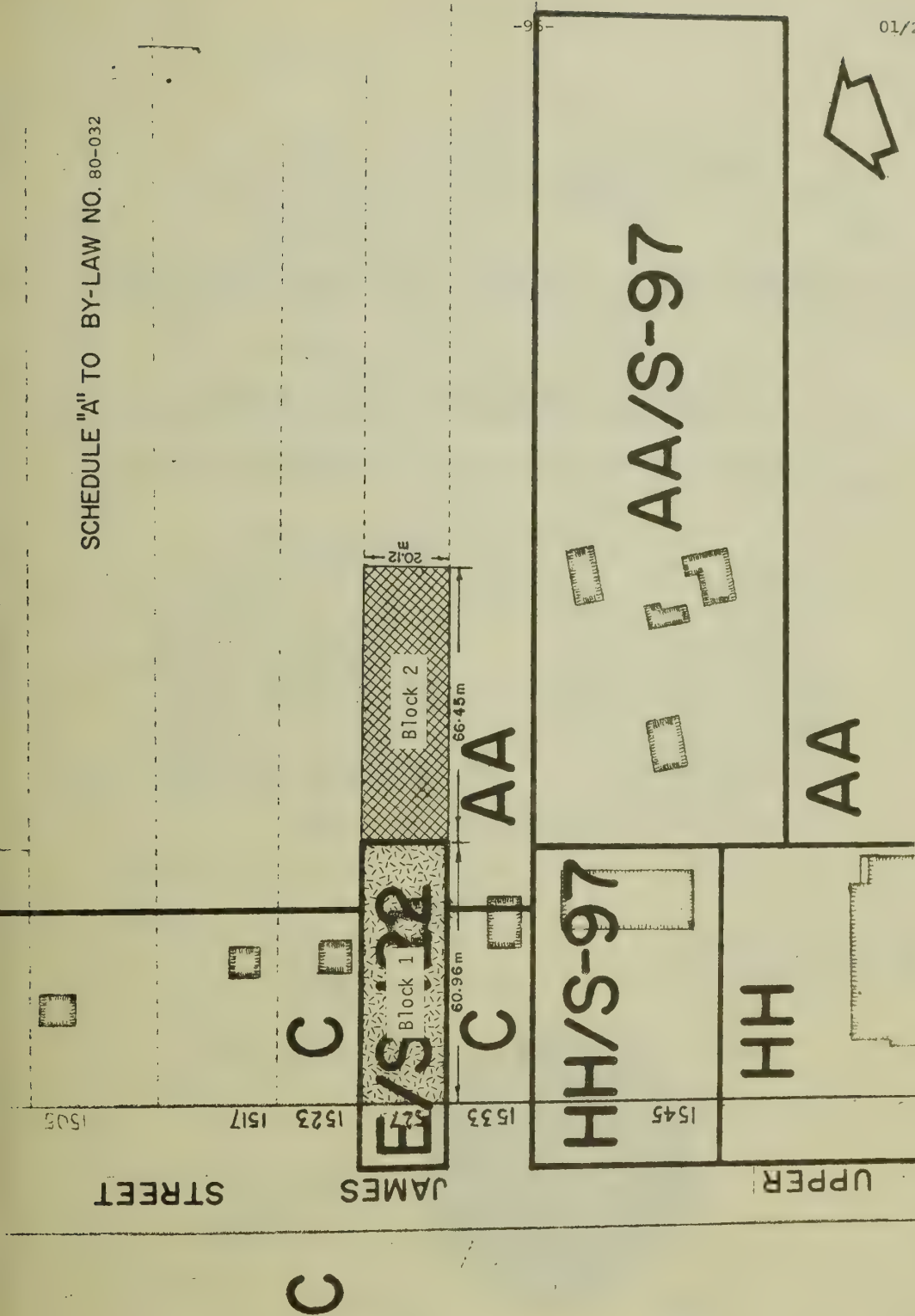
A.D. 1980.


City Clerk


Mayor

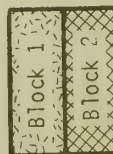


(1979) 39 R.P.D.C. 2, December 11
Knights of Columbus Council 5860, Owner
Z.A. 79-55



LEGEND

Lands on Part of Sheet No. E-9D of The Zoning District Maps to be regulated by By-law No. 80-032



Bill No. 31

This is Schedule "A" to By-law No. 80-032 passed the 29th day of January, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

BY-LAW NO. 80 - 033

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 22 (Hamilton Street Railway Bus Routes) of By-law No. 66-100 To Regulate Traffic, passed on the 29th day of March, 1966 is hereby further amended by adding the following Table, namely:-

"Stoney Creek Saltfleet Community Extension:

From Limeridge and Upper Kenilworth, west on Limeridge to Upper Wentworth and return."

2. Schedule 23 (Hamilton Street Railway Bus Stops) is hereby amended by adding the following Table, namely:-

"Stoney Creek Saltfleet Community Extension

<u>Westbound</u>	<u>Eastbound</u>
Limeridge at Upper Kenilworth	Limeridge opp. Birchview (MB)
Limeridge at Castle	Limeridge opp. Brewster (MB)
Limeridge at Lennox	Limeridge opp. Berrisfield (MB)
Limeridge at No. 1159 (MB)	Limeridge at Upper Ottawa
Limeridge at Upper Ottawa	Limeridge opp. No. 1159 (MB)
Limeridge at Berrisfield	Limeridge opp. Lennox (MB)
Limeridge at Brewster	Limeridge opp. Castle (MB)
Limeridge at Birchview	Limeridge opp. Upper Kenilworth (MB)".

3. Schedule 25 (Parking Time Limits) is hereby amended;

(a) by deleting from Section 5 (One Hour Limit) the following item, namely:-

"Churchill South Upper James to Prince George",

and by adding thereto the following items, namely:-

"Crockett South East 35th to 82 ft. west
Churchill South Upper James to west limit of
Buchanan".

(b) by adding the following sub-section, namely:-

"13. Two Hour Limit, between the hours of 8 o'clock in the forenoon and 8 o'clock in the following forenoon (24 hours) on the following streets and parts of streets, excepting such parts of same where parking or stopping is prohibited.

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
McNeil	Both	End to End".

4. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following items, namely:-

"Edinburgh Both Ottawa to London.
Berkindale South and Bell Manor to Belamey
East
Berkindale South Rivercrest to 252 ft. easterly
Churchill North Upper James to Prince George",

and by adding thereto the following items, namely:-

"Edinburgh	Both	Ottawa to 218 ft. east
Berkindale	South	Rivercrest to Belamey
Churchill	North	Upper James to west limit of Buchanan
Hawthorne	East	Aberdeen to Homewood".

5. Schedule 26A (No Parking Areas) is hereby amended by adding to Section A (No Parking, 7:00 AM-6:00 PM) the following item, namely:-

"Garside	West	Dunsmure to 47 ft. north".
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6. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following items, namely:-

"Edinburgh,	North	South
Carlise to Province		
Hawthorne,	West	East",
Aberdeen to Homewood		

and by adding thereto the following item, namely:-

"Edinburgh,	North	South".
From 218 ft. east of		
Ottawa to Province		

PASSED this 29th day of January , A.D. 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 034

To Amend:

Municipal Tax Levy By-law No. 71-69

Respecting:

BILLING OF THE FIRST PRELEVY FOR REALTY TAXES
AND THE PRELEVY FOR BUSINESS TAXES ON
FEBRUARY 29 OF LEAP YEARS

WHEREAS By-law No. 71-69 was passed on the
9th day of March, 1971 under Part XXV of The Municipal
Act, R.S.O. 1970, Chapter 284, respecting municipal
taxes;

AND WHEREAS it is intended to provide for
prelevy billing on February 29 in a leap year instead
of February 28 in other years.

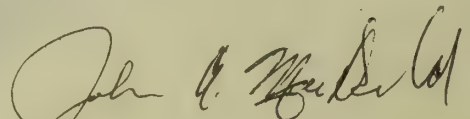
NOW THEREFORE the Council of The Corporation
of the City of Hamilton enacts as follows:

1. By-law No. 71-69 is amended by adding thereto
the following section:

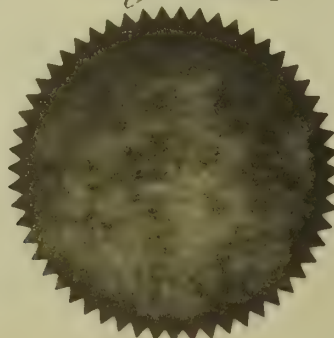
20a. Notwithstanding any other provision
of this By-law where a prelevy is due and
payable on February 28th, the prelevy shall
be due and payable in lieu thereof on
February 29th in a leap year.

PASSED this 29th day of January A.D. 1980.


City Clerk


Mayor

Director of Finance
January 28, 1980



Bill No. 33

BY-LAW NO. 80- 035

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 29TH DAY OF JANUARY, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

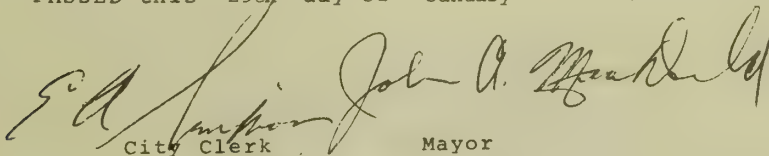
AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 29th day of January A.D., 1980.


City Clerk Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 036

To Authorize:

CONSTRUCTION OF ROADWAYS, CURBS AND SIDEWALKS,
IN CONNECTION WITH A SHOPPING CENTRE LOCATED
AT THE NORTH-EAST CORNER OF UPPER WENTWORTH
STREET AND LIMERIDGE ROAD

WHEREAS the Ontario Municipal Board by Order
dated the 18th day of January, 1980 (File No. E 791364)
approved,

- (a) the construction of certain works
at an estimated cost of \$330,000.00,
and the borrowing of money by way of
temporary advances not exceeding in
the aggregate such estimated cost
pending the sale of debentures, and
- (b) the issuance of the necessary debentures
as set out below by The Regional
Municipality of Hamilton-Wentworth,
chargeable to the applicant corporation

and declared and directed that the assent of the electors
of the applicant corporation shall not be required.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:

1. The following works may now be proceeded with
at the costs set forth:

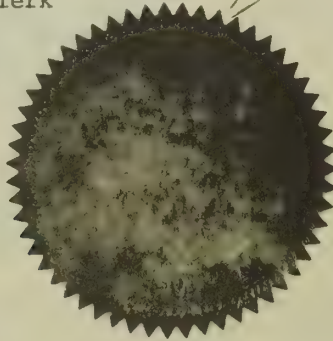
	<u>COST</u>
1. Construction of an access roadway including curbs and sidewalks from Mohawk Road to the north limits of a Shopping Centre to be located at the north-east corner of Upper Wentworth Street and Limeridge Road	\$ 60,000.00
2. Construction of the roadway, curbs and sidewalks on Limeridge Road from approxi- mately 400 feet west of Upper Wentworth Street to the easterly limit of the said Shopping Centre	\$270,000.00

2. The Regional Municipality of Hamilton-Wentworth is hereby authorized to issue debentures to finance the works not exceeding \$270,000.00, and not exceeding the costs of such undertaking to The Corporation of the City of Hamilton for a term not to exceed fifteen years.

PASSED this 12th day of February A.D. 1980.

EA Simpson
City Clerk

John A. MacGillivray
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80-037

To Amend:

By-law No. 78-211

Respecting:

APPOINTMENT OF BUILDING INSPECTOR

WHEREAS By-law No. 78-211, passed on the 25th day of July, 1978 provided for the appointment of inspectors under The Building Code Act, 1974;

AND WHEREAS it is intended to appoint an inspector.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of section 9 of By-law No. 78-211 is amended by adding thereto the following paragraph:

12. Steven Kuczerepa.

PASSED this 12th day of February A.D. 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 038

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1603 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. E-79D and E-79E of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, are amended,

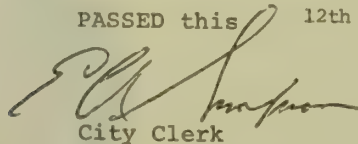
- (a) by changing from "AA" (Agricultural) district to "M-11" (Prestige Industrial) district, the land,

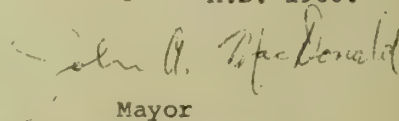
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 12th day of February A.D. 1980.


City Clerk


Mayor

TOWN OF STONEY CREEK

M-12 SCHEDULE "A" TO BY-LAW NO. 80-038

M-14

223.62 m

88.88 m

HAMILTON CITY LIMITS



AA

AA

AA

RYMAL

ROAD

EAST

LEGEND

Lands on Part of Sheet No. E-79D and Part of Sheet No. E-79E of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to "M-11" (Prestige Industrial - Commercial) District.



Bill No.

37

This is Schedule "A" to By-law No. 80-038 passed the 12th day of February, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-039

To Repeal:

Zoning By-law No. 77-102

As Amended by By-law No. 78-235

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 363 CALEDON AVENUE

WHEREAS By-law No. 77-102, passed on the 12th day of April, 1977, as amended by By-law No. 78-235, passed on the 30th day of August, 1978, provided for a change in zoning from "C" (Urban Protected Residential, etc.) district to "HH" (Restricted Community Shopping and Commercial) district the land at the rear of No. 363 Caledon Avenue so as to permit its use in conjunction with the adjoining lands fronting on Upper James Street;

AND WHEREAS approval of the Ontario Municipal Board of By-law No. 77-102, as amended by By-law No. 78-235, is conditional upon the submission and approval of development plans to provide protection for the surrounding residential properties;

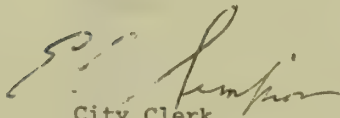
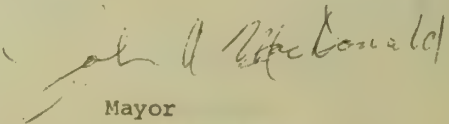
AND WHEREAS the owner has not proceeded further and has abandoned her application for rezoning;

AND WHEREAS it is desirable to repeal By-law No. 77-102, as amended by By-law No. 78-235.

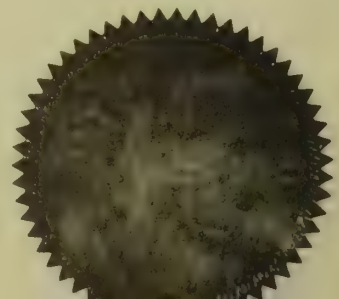
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 77-102, as amended by By-law No. 78-235, is repealed.

PASSED this 12th day of February A.D. 1980.


City Clerk
Mayor

(1980) 5 R.P.D.C. 6, January 29
Elizabeth Talpag, Owner
Z.A. 77-07



The Corporation of the City of Hamilton

BY-LAW NO. 80-040

To Amend:

Zoning By-law No. 79-242

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 76 and 78 BURTON STREET

WHEREAS By-law No. 79-242, passed on the 31st day of July, 1979, was approved by the Ontario Municipal Board on January 28, 1980 (File No. 793697), with the exception that the Board reserved its decision with respect to the lands at Nos. 76 and 78 Burton Street;

AND WHEREAS By-law No. 79-242 rezoned the said land from "K" (Heavy Industry, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, as shown as AREA "1" on schedule "A" to By-law No. 79-242;

AND WHEREAS a meat processing plant is carried on in a converted dwelling at No. 78 Burton Street by the owner thereof;

AND WHEREAS the said owner has purchased the land at No. 76 Burton Street for the purpose of expanding the business carried on at No. 78 Burton Street;

AND WHEREAS the same business is proposed to be expanded onto the land at No. 76 Burton Street by the said owner carrying on the business at No. 78 Burton Street;

AND WHEREAS Item 5 of the 5th Report of the Planning and Development Committee was adopted by City Council on January 29, 1980, approving a modification of the "D" District regulations so as to permit the uses in the "J" (Light and Limited Heavy Industry, etc.) district for the land located at No. 78 Burton Street and also the land located at No. 76 Burton Street;

AND WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 79-242 is amended by adding thereto the following paragraph:

4. As to the "D" District provisions applicable to the lands at Nos. 76 and 78 Burton Street shown in AREA "1" on schedule "A", the "J" District uses referred to in section 16(1) of By-law No. 6593 shall be permitted in addition to the "D" District uses referred to in section 10(1) of By-law No. 6593, and that the yard requirements in section 10(3) of By-law No. 6593 shall not apply.

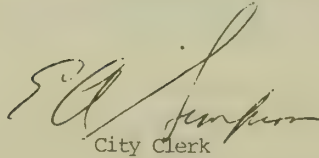
2. Clause (a) of section 3 of By-law No. 79-242 is amended by striking out "paragraphs 1 and 2" in the third line and inserting in lieu thereof "paragraphs 1, 2 and 4", so that the paragraph shall read as follows:

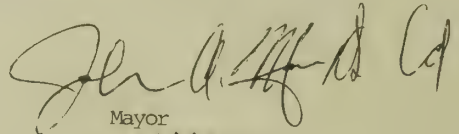
(a) the "D" District provisions, as amended by the special requirements referred to in paragraphs 1, 2 and 4 of section 2;

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-647a".

4. Sheet No. E-11 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-647a".

PASSED this 12th day of February A.D. 1980.


City Clerk


Mayor



(1980) 5 R.P.D.C. 5, January 29
Mr. and Mrs. F. Cerasoli, Owners

Bill No. 40

The Corporation of the City of Hamilton

BY-LAW NO. 80

To:

VARY THE COMPOSITION OF THE COUNCIL OF
THE AREA MUNICIPALITY OF THE CITY OF HAMILTON

WHEREAS clauses (c), (d) and (e) of subsection (3a) of section 3 of The Regional Municipality of Hamilton-Wentworth Act, 1973, S.O. 1973, Chapter 74, as enacted by subsection 1 of section 84 of The Regional Municipalities Amendment Act, 1976, S.O. 1976, Chapter 43, provide that the composition of the council of the City of Hamilton may be varied to reduce the total representation of the City of Hamilton on the Regional Council to not less than the minimum of 17 members, as follows:

3. (3a) Upon the application of an area municipality authorized by a by-law of the council thereof, or upon the petition of electors in accordance with the provisions of section 13 of The Municipal Act, the Municipal Board may, by order,

- (c) vary the composition of the council of the area municipality,

provided that,

- (d) no order made under this section shall alter the total number of members who represent the area municipality of the Regional Council as provided for in this Act; and
- (e) the mayor of the area municipality shall continue to be elected by a general vote of the electors of the area municipality, and shall be the head of the council of the area municipality, and shall be a member of the Regional Council, as provided for in this Act;

AND WHEREAS it is intended to vary the composition of the council of the City of Hamilton from 21 members to a minimum of 17 members.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. An application is hereby authorized varying the composition of this council from 21 members to a minimum of 17 members, as follows:

1. A mayor elected in accordance with subsection 1 of section 3 of The Regional Municipality of Hamilton-Wentworth Act, 1973.
2. Sixteen members who are aldermen elected by wards in accordance with paragraph 1 of subsection 1 of section 3 of the said Act.

2. This council shall be composed of only 17 members on and after December 1, 1980.

Received first reading on the 12th day of February, A.D., 1980.

City Clerk

Mayor

(1980) 1 R.L.F.C. 9, 10, 11,
12, 13, 14, January 29

BY-LAW NO. 80 - 041

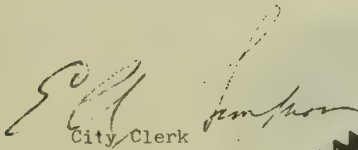
To Amend By-law No. 66-100 To Regulate Traffic

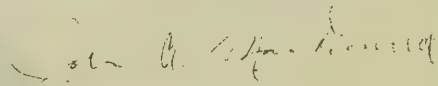
The Council of The Corporation of the City of Hamilton enacts as follows:-

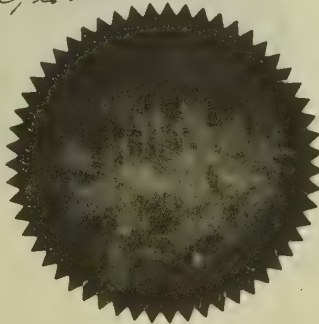
1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by adding thereto the following items, namely:-

"Rivercrest	Northbound	Berkindale
Bellamy	Westbound	Highridge
Berkindale	Northbound	Bellamy
Locondor	Westbound	Rexford
Rexford	Northbound and Southbound	Locondor".

PASSED this 12th day of February, A.D. 1980.


City Clerk


Mayor



BY-LAW NO. 80 - 042

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

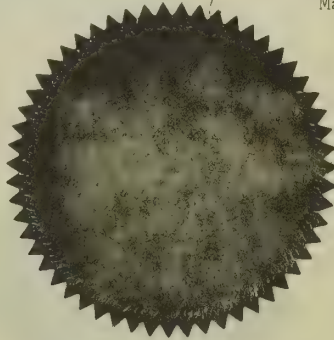
1. Schedule 26 (No Parking Areas) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by adding to Section A (No Parking Anytime) the following item, namely:-

"Lansdowne	North	From 142 ft. east of Sherman to 86 ft. easterly".
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PASSED this 12th day of February, A.D. 1980.

EA Simpson
City Clerk

John A. MacDonald
Mayor



THE CORPORATION OF THE CITY OF HAMILTON

By-law No. 80-043

TO ACQUIRE LANDS FOR ROADWAY AND MUNICIPAL PURPOSES
IN THE PROPOSED QUINCY COURT SUBDIVISION

AS Section 336 of The Municipal Act, R.S.O. 1970, Chapter 284 states that the Council of a municipality may pass by-laws for acquiring or expropriating any land required for the purposes of the Corporation;

AND AS on August 28, 1979, The Corporation of the City of Hamilton, as expropriating authority, did authorize application to the Council of The Corporation of the City of Hamilton, as approving authority, for approval of the expropriation of the lands described in Schedule "A" (attached hereto);

AND AS notices of the said application as required under The Expropriations Act have been duly served upon those entitled;

AND AS The Corporation of the City of Hamilton as expropriating authority, did publish notice of the said application in the Spectator, a newspaper having general circulation in the City of Hamilton in accordance with the said Expropriations Act;

AND AS an inquiry hearing was requested pursuant to The Expropriations Act by the registered owners of the said lands;

AND AS the inquiry hearing was held on Tuesday, January 15, 1980 at City Hall;

AND AS the Council of The Corporation of the City of Hamilton as approving authority, has received and considered a copy of the report of the Inquiry Officer dated January 24, 1980 in which he reports that the proposed expropriation by The Corporation of the City of Hamilton is, in his opinion, fair, sound and reasonably necessary in the achievement of the objectives of The Corporation of the City of Hamilton.

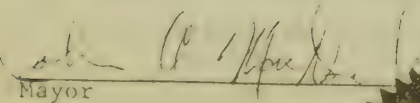
NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

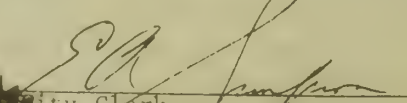
1. As approving authority under the said Expropriations Act, the application for approval to expropriate the lands described in Schedule "A" attached hereto made by The Corporation of the City of Hamilton as expropriating

authority, be and is hereby approved for the following reasons:

- (a) The proposed road and cul-de-sac or turning circle, for which the lands proposed to be expropriated are needed, is the best method of developing the surrounding "internal" lands which will become part of the proposed Quincy Court Subdivision.
 - (b) Although the expropriated owners may lose some privacy due to the taking of these lands such can be adequately compensated for and they will have gained the advantage of having access onto the cul-de-sac in regard to any future development of their lands.
 - (c) It is in the public interest to development of the surrounding "internal" lands for residential purposes to the maximum consonant with sound planning practices, and this proposed expropriation will permit same.
2. The Corporation of the City of Hamilton, as expropriating authority, hereby expropriates the lands described in Schedule "A" (attached hereto) for roadway and municipal purposes.
 3. The City Clerk is hereby authorized to serve this decision and the reasons therefore upon all of the parties of the inquiry hearing in accordance with The Expropriations Act.
 4. That the City Clerk and the proper officers of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this by-law and this authority shall include the taking of all necessary proceedings to enter and take possession of the lands herein expropriated.

PASSED this 12th day of February A.D., 1980.


Mayor


City Clerk



ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 5, Concession 7, Geographic Township of Barton and which said parcel may be more particularly described as all of Part Five (5) according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on March 8th, 1979 as Plan 62R-4703.

The Corporation of the City of Hamilton

BY-LAW NO. 80- 044

To Authorize:

PROVISION OF BENEFITS TO MEMBERS OF COUNCIL

WHEREAS section 390b of The Municipal Act, R.S.O. 1970, Chapter 284, as enacted by section 10 of The Municipal Amendment Act, 1979, S.O. 1979, Chapter 101, provides as follows:

390b. The council of every municipality may pass by-laws for providing for any or all of the members of council any benefits that may be provided for the employees of a municipality under paragraphs 66 and 67 of section 352 and for any other benefits of a like nature that the council considers appropriate;

AND WHEREAS paragraph 66 of section 352 of The Municipal Act provides that the council may pay the whole or part of the cost of,

- (i) group life insurance for employees or any class thereof,
- (ii) group accident insurance or group sickness insurance for employees or any class thereof and their wives and children, and
- (iii) hospital, medical, surgical, nursing or dental services or payment therefor for employees or any class thereof and their wives or husbands and children;

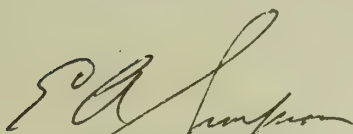
AND WHEREAS paragraph 67 of the said section provides that the council may pay the whole or part of the cost to employees of the plan of hospital care insurance provided for under The Hospital Services Commission Act or of health services insurance under The Health Services Insurance Act;

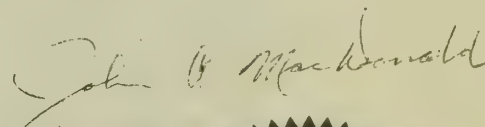
AND WHEREAS it is intended to pay the whole or part of the cost to members of council of the same benefits as are afforded employees of The City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized that the benefits that are provided to employees of this Corporation under paragraphs 66 and 67 of section 352 of The Municipal Act, shall be provided to members of council as set out in schedule "A" hereto annexed and forming part of this by-law.

PASSED this 12th day of February A.D. 1980.


City Clerk


Mayor

(1980) 6 R.B.C. 21, February 12

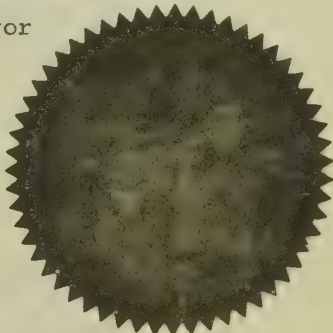
SCHEDULE "A"

To

By-law No. 80- 044

Benefits Provided to Members of Council

1. Ontario Hospital Insurance Plan.
2. Medi-Pac - Canada Life.
3. Group Insurance (Canada Life)
at 150% of salary.



BY-LAW NO. 80-045

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 12TH DAY OF JANUARY, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 12th day of February A.D., 1980.

[Signature]
City Clerk

[Signature]
Mayor



BY-LAW NO. 80- 046

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 19TH DAY OF FEBRUARY, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

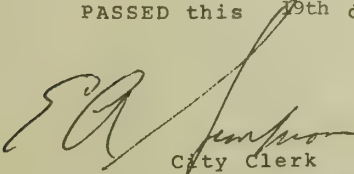
AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

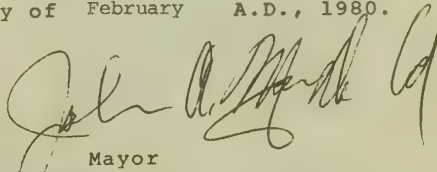
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

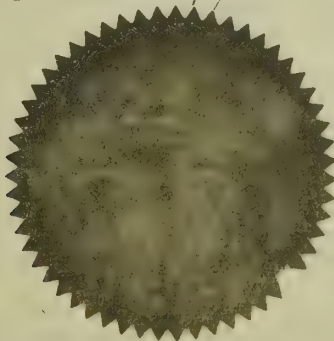
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 19th day of February A.D., 1980.


City Clerk


Mayor



Bill No. 40

The Corporation of the City of Hamilton

BY-LAW NO. 80- 047

To:

VARY THE COMPOSITION OF THE COUNCIL OF
THE AREA MUNICIPALITY OF THE CITY OF HAMILTON

WHEREAS clauses (c), (d) and (e) of subsection (3a) of section 3 of The Regional Municipality of Hamilton-Wentworth Act, 1973, S.O. 1973, Chapter 74, as enacted by subsection 1 of section 84 of The Regional Municipalities Amendment Act, 1976, S.O. 1976, Chapter 43, provide that the composition of the council of the City of Hamilton may be varied to reduce the total representation of the City of Hamilton on the Regional Council to not less than the minimum of 17 members, as follows:

3. (3a) Upon the application of an area municipality authorized by a by-law of the council thereof, or upon the petition of electors in accordance with the provisions of section 13 of The Municipal Act, the Municipal Board may, by order,

(c) vary the composition of the council of the area municipality,

provided that,

(d) no order made under this section shall alter the total number of members who represent the area municipality of the Regional Council as provided for in this Act; and

(e) the mayor of the area municipality shall continue to be elected by a general vote of the electors of the area municipality, and shall be the head of the council of the area municipality, and shall be a member of the Regional Council, as provided for in this Act;

AND WHEREAS it is intended to vary the composition of the council of the City of Hamilton from 21 members to a minimum of 17 members.

The Corporation of the City of Hamilton

BY-LAW NO. 80-049

To Amend:

Zoning By-law No. 6593

Respecting:

METRICATION

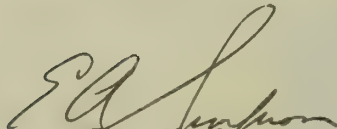
WHEREAS section 45a of The Planning Act, R.S.O. 1970, Chapter 349, as enacted by subsection 3 of section 21 of The Metric Conversion Act, S.O. 1978, Chapter 87, provides that a by-law may be passed establishing metric units of measurement in the General Zoning By-law No. 6593 and that such a by-law does not require to be approved by the Ontario Municipal Board;

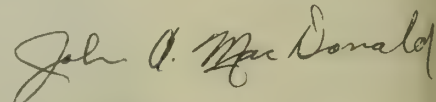
AND WHEREAS it is necessary to convert the imperial units of measurement to metric units of measurement in accordance with The Weights and Measures Act (Canada), in General Zoning By-law No. 6593.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The imperial units listed in column 3 of schedule "A", hereto annexed and forming part of this by-law, for the corresponding sections and subsections of By-law No. 6593 listed in columns 1 and 2 of schedule "A", are amended by substituting the corresponding metric units listed in column 4.

PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor

(1979) 34 R.P.D.C. 5, October 9
City Initiative 79-W
Secretary, Planning and
Development Committee
January 29, 1980



SCHEDULE "A"

TO

BY-LAW NO. 80- 049

2

Respecting:

METRICATION

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	2	(2) H. (ii)	1/2 ton	1/2 tonne
		(v)	9 ft.	2.7 m
			20 ft.	6.0 m
		(vii b)	1 ft.	0.5 m
		(vii c)	10 ft.	3.0 m
			6 ft.	2.0 m
		(2) J. (ib)	20 ft.	6.0 m
		(v)	10 ft.	3.0 m
		(viii)	15 ft.	4.5 m
			15 ft.	4.5 m
			120 ft.	36.0 m
			15 ft.	4.5 m
		(xvi)	150 ft.	46.0 m
		(xxi)	4 ft.	1.2 m
		(xxii)	6 ft.	1.8 m
		(xxv)	30 ft.	9.0 m
		(xxva)	30 ft.	9.0 m
		(3) (a)	30 ft.	9.0 m
		(4) (a)	30 ft.	9.0 m
		(6) (a)	3 ft.	0.9 m
	3	(2c)	5 ft.	1.5 m
			5 ft.	1.5 m
		(3) (ii)	10 ft.	3.0 m
			12 sq. ft.	1.2 m ²
		(xxii)	12 ft.	4.0 m
			200 sq. ft.	19.0 m ²
			25 ft.	7.5 m
			3 acres	12,000.0 m ²
			12 sq. ft.	1.2 m ²
			10 ft.	3.0 m
		(xxv)	50 sq. ft.	5.0 m ²
		(xxvii)	2 sq. ft.	0.2 m ²

The Corporation of the City of Hamilton

BY-LAW NO. 80-049

To Amend:

Zoning By-law No. 6593

Respecting:

METRICATION

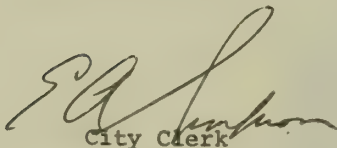
WHEREAS section 45a of The Planning Act, R.S.O. 1970, Chapter 349, as enacted by subsection 3 of section 21 of The Metric Conversion Act, S.O. 1978, Chapter 87, provides that a by-law may be passed establishing metric units of measurement in the General Zoning By-law No. 6593 and that such a by-law does not require to be approved by the Ontario Municipal Board;

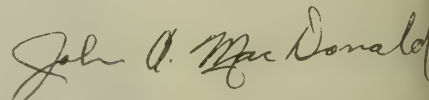
AND WHEREAS it is necessary to convert the imperial units of measurement to metric units of measurement in accordance with The Weights and Measures Act (Canada), in General Zoning By-law No. 6593.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

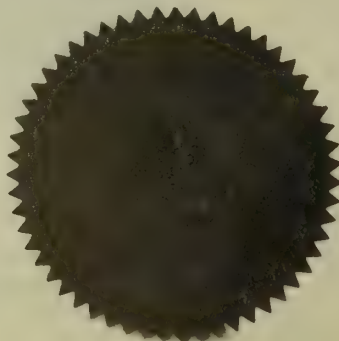
1. The imperial units listed in column 3 of schedule "A", hereto annexed and forming part of this by-law, for the corresponding sections and subsections of By-law No. 6593 listed in columns 1 and 2 of schedule "A", are amended by substituting the corresponding metric units listed in column 4.

PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor

(1979) 34 R.P.D.C. 5, October 9
City Initiative 79-W
Secretary, Planning and
Development Committee
January 29, 1980



SCHEDULE "A"

TO

BY-LAW NO. 80- 049

2

Respecting:

METRICATION

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	2	(2) H. (ii)	1/2 ton	1/2 tonne
		(v)	9 ft.	2.7 ¹ m
			20 ft.	6.0 m
		(viib)	1 ft.	0.5 m
		(viic)	10 ft.	3.0 m
			6 ft.	2.0 m
		(2) J. (ib)	20 ft.	6.0 m
		(v)	10 ft.	3.0 m
		(viii)	15 ft.	4.5 m
			15 ft.	4.5 m
			120 ft.	36.0 m
			15 ft.	4.5 m
		(xvi)	150 ft.	46.0 m
		(xxi)	4 ft.	1.2 m
		(xxii)	6 ft.	1.8 m
		(xxv)	30 ft.	9.0 m
		(xxva)	30 ft.	9.0 m
		(3) (a)	30 ft.	9.0 m
		(4) (a)	30 ft.	9.0 m
		(6) (a)	3 ft.	0.9 m
	3	(2c)	5 ft.	1.5 m
			5 ft.	1.5 m
		(3) (ii)	10 ft.	3.0 m
			12 sq.ft.	1.2 m ²
		(xxii)	12 ft.	4.0 m
			200 sq.ft.	19.0 m ²
			25 ft.	7.5 m
			3 acres	12,000.0 m ²
			12 sq.ft.	1.2 m ²
			10 ft.	3.0 m
		(xxv)	50 sq.ft.	5.0 m ²
		(xxvii)	2 sq.ft.	0.2 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	4	(3) (b)	15 ft.	4.5 m
			40 ft.	12.0 m
		(b) 1	16 ft. 8 in.	5.08 m
		2	15 ft.	4.57 m
		3	20 ft.	6.1 m
		4	20 ft.	6.1 m
		5	20 ft.	6.1 m
		6	12 ft.	3.66 m
		7	19 ft.	5.79 m
		8	14 ft.	4.27 m
		9	14 ft.	4.27 m
		10	14 ft.	4.27 m
		11	36 ft.	10.97 m
		12	36 ft.	10.97 m
		13	38 ft.	11.58 m
		14	38 ft.	11.58 m
		15	36 ft.	10.97 m
		16	28 ft.	8.53 m
		17	35 ft.	10.67 m
		18	23 ft.	7.01 m
		19	10 ft.	3.05 m
		20	12 ft.	3.66 m
		21	34 ft.	10.36 m
		22	22 ft.	6.71 m
		23	33 ft.	10.06 m
		24	33 ft.	10.06 m
		25	22 ft.	6.71 m
		26	30 ft.	9.14 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	4	(3)(b) 27	38 ft.	11.58 m
		28	33 ft.	10.06 m
		29	37 ft.	11.28 m
		30	25 ft.	7.62 m
		31	25 ft.	7.62 m
		32	36 ft.	10.97 m
		33	25 ft.	7.62 m
		34	33 ft.	10.06 m
		35	33 ft.	10.06 m
		36	33 ft.	10.06 m
		37	31 ft.	9.45 m
		38	10 ft.	3.05 m
	7	(2)	35 ft.	11.0 m
		(3) (i)	40 ft.	12.0 m
		(ii)	15 ft.	4.5 m
		(iii)	35 ft.	10.5 m
		(4)	80 ft.	24.0 m
			20,000 sq.ft.	1.848.0 m ²
	7A	(1)(f)	800 ft.	244.0 m
		(2)	35 ft.	11.0 m
		(4)	200 ft.	60.0 m
			3 acres	12,000.0 m ²
	8	(1) (iii)(b)	5 acres	20,000.0 m ²
		(d)	100 ft.	30.0 m
			2 ft.	1.0 m
			foot	0.5 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	8	(1) (vii) (a)	20 acres	8.0 ha
		(b)	100 ft.	30.0 m
		(xi) (a)	3 acres	12,000.0 m ²
		(b)	100 ft.	30.0 m
		(xii) (a)	20 acres	8.0 ha
		(b)	1 ft.	0.5 m
			foot	0.5 m
		(xiii) (a)	3 acres	12,000.0 m ²
		(b)	100 ft.	30.0 m
		(2)	35 ft.	11.0 m
		(3) (i)	40 ft.	12.0 m
		(ii)	10 ft.	3.0 m
		(iii)	30 ft.	9.0 m
		(4)	65 ft.	20.0 m
			12,000 sq.ft.	1,100.0 m ²
	8A	(2)	35 ft.	11.0 m
		(3) (i)	25 ft.	7.5 m
		(ii)	6 ft.	1.8 m
		(iii)	25 ft.	7.5 m
		(4)	50 ft.	15.0 m
	8B		7,500 sq.ft.	690.0 m ²
		(2)	35 ft.	11.0 m
		(3) (i)	20 ft.	6.0 m
		(ii)	5 ft.	1.5 m
		(iii)	25 ft.	7.5 m
		(4)	50 ft.	15.0 m
			6,000 sq.ft.	540.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit	
6593	9	(1) (iii)	60 sq.ft.	5.5 m ²	
		(2)	35 ft.	11.0 m	
		(3) (i)	20 ft.	6.0 m	
		(ii)	4 ft.	1.2 m	
		(iii)	25 ft.	7.5 m	
		(4)	40 ft.	12.0 m	
			4,000 sq.ft.	360.0 m ²	
		10	(1) (viii)	4,000 sq.ft.	360.0 m ²
			(x)	4,000 sq.ft.	360.0 m ²
			(2)	45 ft.	14.0 m
	(3) (i)		20 ft.	6.0 m	
	(ii)		35 ft.	11.0 m	
			4 ft.	1.2 m	
			9 ft.	2.7 m	
	(iii)		25 ft.	7.5 m	
	(4) (i)		40 ft.	12.0 m	
			4,000 sq.ft.	360.0 m ²	
	10A		(ii)	60 ft.	18.0 m
				6,000 sq.ft.	540.0 m ²
			(iv)	90 ft.	27.0 m
				9,000 sq.ft.	810.0 m ²
				1,500 sq.ft.	140.0 m ²
		(2)		35 ft.	11.0 m
		(3) (i)	20 ft.	6.0 m	
		(ii) (a)	4 ft.	1.2 m	
		(b)	10 ft.	3.0 m	
			6 ft.	2.0 m	
		4 ft.	1.2 m		

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	10A	(3) (ii) (c)	10 ft.	3.0 m
		(d)	10 ft.	3.0 m
		(iii)	25 ft.	7.5 m
		(4) (i)	40 ft.	12.0 m
		(ii)	4,000 sq.ft.	360.0 m ²
		(ii)	60 ft.	18.0 m
		(iia)	6,000 sq.ft.	540.0 m ²
		(iia)	60 ft.	18.0 m
		(iia)	7,500 sq.ft.	690.0 m ²
		(iii) (a)	70 ft.	21.0 m
		(iii)	8,000 sq.ft.	720.0 m ²
		(b)	80 ft.	24.0 m
		(c)	1,750 sq.ft.	160.0 m ²
		(c)	90 ft.	27.0 m
		(c)	1,500 sq.ft.	140.0 m ²
		(c)	1,500 sq.ft.	140.0 m ²
		(c)	1,000 sq.ft.	93.0 m ²
		(d)	90 ft.	27.0 m
		(d)	1,500 sq.ft.	140.0 m ²
		(d)	1,500 sq.ft.	140.0 m ²
		(d)	1,000 sq.ft.	93.0 m ²
		(5)	5 ft.	1.5 m
	10B	(1) (vii)	5,000 sq.ft.	450.0 m ²
		(2) (ii)	85 ft.	26.0 m
		(3) (i) (a)	20 ft.	6.0 m
		(b)	10 ft.	3.0 m
		(b)	25 ft.	7.5 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	10B	(3) (i) (b)	66 ft.	20.0 m
			66 ft.	20.0 m
		(ii) (a)	4 ft.	1.2 m
		(b)	5 ft.	1.5 m
			5 ft.	1.5 m
			30 ft.	9.0 m
			10 ft.	3.0 m
			15 ft.	4.5 m
			45 ft.	13.5 m
			10 ft.	3.0 m
			25 ft.	7.5 m
			66 ft.	20.0 m
			66 ft.	20.0 m
		(iii) (a)	25 ft.	7.5 m
		(b)	5 ft.	1.5 m
			10 ft.	3.0 m
			45 ft.	13.5 m
			10 ft.	3.0 m
			45 ft.	13.5 m
		(4) (i)	40 ft.	12.0 m
			4,000 sq.ft.	360.0 m ²
		(ii)	50 ft.	15.0 m
			6,000 sq.ft.	540.0 m ²
		(iii)	60 ft.	18.0 m
			6,500 sq.ft.	600.0 m ²
		(iv)	70 ft.	21.0 m
			7,000 sq.ft.	630.0 m ²
		(6)	5 ft.	1.5 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	10C	(1) (vii)	5,000 sq.ft.	450.0 m ²
		(2)	35 ft.	11.0 m
		(3) (i) (a)	20 ft.	6.0 m
		(b)	15 ft.	4.5 m
			25 ft.	7.5 m
			66 ft.	20.0 m
			66 ft.	20.0 m
		(ii) (a)	4 ft.	1.2 m
		(b)	5 ft.	1.5 m
			5 ft.	1.5 m
			30 ft.	9.0 m
			10 ft.	3.0 m
			15 ft.	4.5 m
			45 ft.	13.5 m
			10 ft.	3.0 m
			25 ft.	7.5 m
			66 ft.	20.0 m
			66 ft.	20.0 m
		(iii) (a)	25 ft.	7.5 m
		(b)	5 ft.	1.5 m
			10 ft.	3.0 m
			45 ft.	13.5 m
			10 ft.	3.0 m
			45 ft.	13.5 m
		(4) (i)	40 ft.	12.0 m
			4,000 sq.ft.	360.0 m ²
		(ii)	50 ft.	15.0 m
			6,000 sq.ft.	540.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit	
6593	10C	(4) (iii)	60 ft.	18.0 m	
			6,500 sq.ft.	600.0 m ²	
		(iv)	70 ft.	21.0 m	
			7,000 sq.ft.	630.0 m ²	
		(6)	5 ft.	1.5 m	
	10D	(3)		35 ft.	11.0 m
		(4)	(a)	20 ft.	6.0 m
			(b)	10 ft.	3.0 m
				20 ft.	6.0 m
		(5)	(a)	12 ft.	3.5 m
			(b)	30 ft.	9.0 m
			(c)	50 ft.	15.0 m
		(6)		100 ft.	30.0 m
		(7)	(a)	3,000 sq.ft.	270.0 m ²
			(b)	90 ft.	27.0 m
		(8)	(a)	4 ft.	1.2 m
				6 ft.	2.0 m
			(b)	8 ft.	2.5 m
		(14)		150 ft.	45.0 m
		(15)		20 ft.	6.0 m
		10E	(3)		35 ft.
	(4)		(a)	20 ft.	6.0 m
			(b)	10 ft.	3.0 m
			20 ft.	6.0 m	

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	10E	(5) (a)	12 ft.	3.5 m
		(b)	30 ft.	9.0 m
		(c)	50 ft.	15.0 m
		(6)	100 ft.	30.0 m
		(7) (a) (i)	2,500 sq.ft.	230.0 m ²
		(ii)	75 ft.	23.0 m
		(b) (i)	1,800 sq.ft.	165.0 m ²
		(ii)	120 ft.	36.0 m
		(8) (a)	4 ft.	1.2 m
			6 ft.	2.0 m
		(b)	8 ft.	2.5 m
		(14)	150 ft.	45.0 m
		(15)	20 ft.	6.0 m
	10F	(3)	35 ft.	11.0 m
		(4) (a)	20 ft.	6.0 m
		(b)	25 ft.	7.5 m
		(c) (i)	4 ft.	1.2 m
		(ii)	6 ft.	2.0 m
		(iii)	8 ft.	2.5 m
		(d) (i)	10 ft.	3.0 m
		(5) (a)	8 ft.	2.5 m
		(b)	12 ft.	3.5 m
		(c)	16 ft.	5.0 m
		(6) (i)	2,000 sq.ft.	180.0 m ²
		(ii)	20 ft.	6.0 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	11	(1) (va)	5,000 sq.ft.	450.0 m ²
		(vb)	5,000 sq.ft.	450.0 m ²
		(vi)	20 ft.	6.0 m
			25 ft.	7.5 m
			30 ft.	9.0 m
			10 ft.	3.0 m
		(x) (e)	1,000 sq.ft.	93.0 m ²
		(f)	2 sq.ft.	0.2 m ²
		(xi)	4 sq.ft.	0.4 m ²
			5 ft.	1.5 m
		(xi) (h)	1,000 sq.ft.	93.0 m ²
		(2) (ii)	85 ft.	26.0 m
		(iii)	100 ft.	30.0 m
			125 ft.	39.0 m
		(3) (i) (a)	15 ft.	4.5 m
		(b)	10 ft.	3.0 m
			25 ft.	7.5 m
			66 ft.	20.0 m
			66 ft.	20.0 m
		(ii) (a)	4 ft.	1.2 m
		(b)	5 ft.	1.5 m
			5 ft.	1.5 m
			30 ft.	9.0 m
			10 ft.	3.0 m
			15 ft.	4.5 m
			45 ft.	13.5 m
			10 ft.	3.0 m
			25 ft.	7.5 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	11	(3) (ii) (b)	66 ft.	20.0 m
			66 ft.	20.0 m
		(iii) (a)	25 ft.	7.5 m
		(b)	5 ft.	1.5 m
			10 ft.	3.0 m
			45 ft.	13.5 m
			10 ft.	3.0 m
			45 ft.	13.5 m
		(4) (i)	40 ft.	12.0 m
			4,000 sq.ft.	360.0 m ²
		(ii)	40 ft.	12.0 m
			4,500 sq.ft.	405.0 m ²
		(iii)	50 ft.	15.0 m
			5,000 sq.ft.	450.0 m ²
		(iii) (a)	50 ft.	15.0 m
			5,000 sq.ft.	450.0 m ²
	11A	(1) (ii) (e)	500 sq.ft.	46.0 m ²
		(iii) (c)	2 sq.ft.	0.2 m ²
		(iv)	4 sq.ft.	0.4 m ²
			5 ft.	1.5 m
		(2) (ii)	85 ft.	26.0 m
		(iii)	100 ft.	30.0 m
			125 ft.	39.0 m
		(3) (i) (a)	15 ft.	4.5 m
		(b)	10 ft.	3.0 m
			25 ft.	7.5 m
			66 ft.	20.0 m
			66 ft.	20.0 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	11A	(3) (ii) (a)	4 ft.	1.2 m
			(b) 5 ft.	1.5 m
			5 ft.	1.5 m
			30 ft.	9.0 m
			10 ft.	3.0 m
			15 ft.	4.5 m
			45 ft.	13.5 m
			10 ft.	3.0 m
			25 ft.	7.5 m
			66 ft.	20.0 m
			66 ft.	20.0 m
		(iii) (a)	25 ft.	7.5 m
			(b) 5 ft.	1.5 m
		(4) (i)	10 ft.	3.0 m
			45 ft.	13.5 m
			10 ft.	3.0 m
			45 ft.	13.5 m
			40 ft.	12.0 m
			4,000 sq.ft.	360.0 m ²
		(ii)	40 ft.	12.0 m
			4,500 sq.ft.	405.0 m ²
		(iii)	50 ft.	15.0 m
			5,000 sq.ft.	450.0 m ²
	11B	(1) (vii)	5,000 sq.ft.	450.0 m ²
			4 sq.ft.	0.4 m ²
			5 ft.	1.5 m
		(viii) (h)	1,000 sq.ft.	93.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	11B	(2) (ii)	85 ft.	26.0 m
		(iii)	100 ft.	30.0 m
			125 ft.	39.0 m
		(3) (i) (a)	15 ft.	4.5 m
		(b)	10 ft.	3.0 m
			25 ft.	7.5 m
			66 ft.	20.0 m
			66 ft.	20.0 m
		(ii) (a)	4 ft.	1.2 m
		(b)	5 ft.	1.5 m
			5 ft.	1.5 m
			30 ft.	9.0 m
			10 ft.	3.0 m
			15 ft.	4.5 m
			45 ft.	13.5 m
			10 ft.	3.0 m
			25 ft.	7.5 m
			66 ft.	20.0 m
			66 ft.	20.0 m
		(iii) (a)	25 ft.	7.5 m
		(b)	5 ft.	1.5 m
			10 ft.	3.0 m
			45 ft.	13.5 m
			10 ft.	3.0 m
			45 ft.	13.5 m
		(4) (i)	40 ft.	12.0 m
			4,000 sq.ft.	360.0 m ²
		(ii)	40 ft.	12.0 m
			5,000 sq.ft.	450.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	11B	(4) (iii)	45 ft.	13.5 m
			6,000 sq.ft.	540.0 m ²
		(iv)	50 ft.	15.0 m
			6,000 sq.ft.	540.0 m ²
	11C	(1a) (a)	100 ft.	30.0 m
			85 ft.	26.0 m
		(b)	100 ft.	30.0 m
			125 ft.	39.0 m
		(c)	100 ft.	30.0 m
		(ii)	185 ft.	57.0 m
		(2) (a)	10 ft.	3.0 m
			25 ft.	7.5 m
			66 ft.	20.0 m
			66 ft.	20.0 m
		(b)	5 ft.	1.5 m
			5 ft.	1.5 m
			30 ft.	9.0 m
			10 ft.	3.0 m
			15 ft.	4.5 m
			45 ft.	13.5 m
			10 ft.	3.0 m
			25 ft.	7.5 m
			66 ft.	20.0 m
			66 ft.	20.0 m
		(c)	5 ft.	1.5 m
			10 ft.	3.0 m
			45 ft.	13.5 m
			10 ft.	3.0 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	11C	(2) (c)	45 ft.	13.5 m
		(2a) (b)	10 ft.	3.0 m
		(3)	50 ft.	15.0 m
			5,000 sq.ft.	450.0 m ²
			10,000 sq.ft.	900.0 m ²
			80 ft.	24.0 m
			15,000 sq.ft.	1,350.0 m ²
			100 ft.	30.0 m
		(4)	2 sq.ft.	0.2 m ²
			square foot	0.1 m ²
		(5)	20 ft.	6.0 m
		Table E3 Lot Size	5,000 sq.ft.	450.0 m ²
			6,000 sq.ft.	540.0 m ²
			7,000 sq.ft.	630.0 m ²
			8,000 sq.ft.	720.0 m ²
			9,000 sq.ft.	810.0 m ²
			10,000 sq.ft.	900.0 m ²
			11,000 sq.ft.	1,000.0 m ²
			12,000 sq.ft.	1,100.0 m ²
			13,000 sq.ft.	1,200.0 m ²
			14,000 sq.ft.	1,300.0 m ²
			15,000 sq.ft.	1,350.0 m ²
			16,000 sq.ft.	1,500.0 m ²
			17,000 sq.ft.	1,550.0 m ²
			18,000 sq.ft.	1,650.0 m ²
			19,000 sq.ft.	1,750.0 m ²
			20,000 sq.ft.	1,850.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	11C	Table E3 Lot Size	21,000 sq.ft.	1,950.0 m ²
			22,000 sq.ft.	2,050.0 m ²
			23,000 sq.ft.	2,100.0 m ²
			24,000 sq.ft.	2,200.0 m ²
			25,000 sq.ft.	2,300.0 m ²
			26,000 sq.ft.	2,400.0 m ²
			27,000 sq.ft.	2,500.0 m ²
			28,000 sq.ft.	2,600.0 m ²
			29,000 sq.ft.	2,675.0 m ²
			30,000 sq.ft.	2,775.0 m ²
			31,000 sq.ft.	2,875.0 m ²
			32,000 sq.ft.	2,950.0 m ²
			33,000 sq.ft.	3,050.0 m ²
			34,000 sq.ft.	3,150.0 m ²
			35,000 sq.ft.	3,250.0 m ²
			36,000 sq.ft.	3,350.0 m ²
			37,000 sq.ft.	3,450.0 m ²
			38,000 sq.ft.	3,500.0 m ²
			39,000 sq.ft.	3,600.0 m ²
			40,000 sq.ft.	3,700.0 m ²
			40,000 sq.ft.	3,700.0 m ²
		Gross Floor Area	8,500 sq.ft.	765.0 m ²
			10,200 sq.ft.	918.0 m ²
			11,900 sq.ft.	1,071.0 m ²
			13,600 sq.ft.	1,224.0 m ²
			15,300 sq.ft.	1,377.0 m ²
			17,000 sq.ft.	1,530.0 m ²
			18,700 sq.ft.	1,700.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	11C	Table E3 Gross Floor Area	20,400 sq.ft.	1,870.0 m ²
			22,100 sq.ft.	2,040.0 m ²
			23,800 sq.ft.	2,210.0 m ²
			25,500 sq.ft.	2,295.0 m ²
			27,744 sq.ft.	2,601.0 m ²
			30,056 sq.ft.	2,740.4 m ²
			32,436 sq.ft.	2,973.3 m ²
			34,884 sq.ft.	3,213.0 m ²
			37,400 sq.ft.	3,459.5 m ²
			39,984 sq.ft.	3,712.8 m ²
			42,636 sq.ft.	3,972.9 m ²
			45,356 sq.ft.	4,141.2 m ²
			48,144 sq.ft.	4,413.2 m ²
			51,000 sq.ft.	4,692.0 m ²
			53,924 sq.ft.	4,977.6 m ²
			56,916 sq.ft.	5,270.0 m ²
			59,976 sq.ft.	5,569.2 m ²
			63,104 sq.ft.	5,820.8 m ²
			66,300 sq.ft.	6,132.7 m ²
			69,564 sq.ft.	6,451.5 m ²
			72,896 sq.ft.	6,720.1 m ²
			76,296 sq.ft.	7,051.6 m ²
			79,764 sq.ft.	7,389.9 m ²
			83,300 sq.ft.	7,735.0 m ²
			86,904 sq.ft.	8,086.9 m ²
			90,576 sq.ft.	8,445.6 m ²
			94,316 sq.ft.	8,687.0 m ²
			98,124 sq.ft.	9,057.6 m ²
			102,000 sq.ft.	9,435.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit			
6593	12	(4)	50 ft.	15.0 m			
			5,000 sq.ft.	450.0 m ²			
		(6)	85 ft.	26.0 m			
	12A	(2)	200 ft.	60.0 m			
		(3)	(b)	one foot	0.5 m		
				two feet	1.0 m		
				10 ft.	3.0 m		
				30 ft.	9.0 m		
		(c)		30 ft.	9.0 m		
				1 ft.	0.5 m		
				2 ft.	1.0 m		
				50 ft.	15.0 m		
		13	(1)	(xii)	1 quart	1.127 ℓ	
	(xv)			(b)	3 sq.ft.	0.5 m ²	
				foot	0.5 m		
			(c)	6 ft.	2.0 m		
	(xva)		(a)	3 sq.ft.	0.5 m ²		
				foot	0.5 m		
				(c)	4 inches	0.1 m	
				4 inches	0.1 m		
	(2)			45 ft.	14.0 m		
	(3)		(i)	10 ft.	3.0 m		
				4 ft.	1.2 m		
				(iii)	(a)	25 ft.	7.5 m
				(b)	25 ft.	7.5 m	
				(c)	15 ft.	4.5 m	

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	13	(4) (1)	40 ft.	12.0 m
			4,000 sq.ft.	360.0 m ²
	13A	(1) (iia)	5 acres	20,000.0 m ²
			20 acres	8.0 ha
		(x) (b)	3 sq.ft.	0.5 m ²
			foot	0.5 m
		(c)	6 ft.	2.0 m
			3 ft.	1.0 m
		(d)	3 ft.	1.0 m
			3 ft.	1.0 m
		(xi) (a)	3 sq.ft.	0.5 m ²
			foot	0.5 m
		(c)	4 inches	0.1 m
			24 inches	0.5 m
		(d)	4 inches	0.1 m
			18 inches	0.5 m
		(2)(a)1	36 inches	1.0 m
			36 feet	11.0 m
		3(a)	4 inches	0.1 m
			24 inches	0.5 m
		(b)	4 inches	0.1 m
			24 inches	0.5 m
		(3)	225 sq.ft.	21.0 m ²
			40 sq.ft.	4.0 m ²
		(4)(a)	24 sq.ft.	2.0 m ²
			45 ft.	14.0 m
		(b)	40 ft.	12.0 m
			36 ft.	11.0 m
		(3)	30 ft.	9.0 m
			36 ft.	11.0 m
		(b)	40 ft.	12.0 m
			40 ft.	12.0 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	13A	(4)(b)	1 foot	0.5 m
			foot	0.5 m
			40 ft.	12.0 m
			15 ft.	4.5 m
			10 ft.	3.0 m
			35 sq.ft.	3.5 m ²
			15 ft.	4.5 m
		(5)	1 acre	4,000.0 m ²
		(6)	5 ft.	1.5 m
	13B	(1) (ii)	5 acres	20,000.0 m ²
		(iv)	20 acres	8.0 ha
		(3)	120 ft.	37.0 m
		(4) (a)	30 ft.	9.0 m
		(5)	40 acres	16.0 ha
		(6) (a)	300 sq.ft.	28.0 m ²
			500 sq.ft.	46.0 m ²
		(b)	300 sq.ft.	28.0 m ²
			300 sq.ft.	28.0 m ²
	13C	(1) (ii)	12 ft.	4.0 m
			64 sq.ft.	6.0 m ²
		(iii)	12 sq.ft.	1.2 m ²
			32 sq.ft.	3.0 m ²
		(2)	200 ft.	60.0 m
		(3) (i)	40 ft.	12.0 m
			5 ft.	1.5 m
		(ii)	4 ft.	1.2 m
		(iii)	6 ft.	2.0 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit	
6593	13C	(4)	4 inches	0.1 m	
	13D	(1) B (xvii)	25 sq.ft.	2.5 m ²	
			16 ft.	5.0 m	
			3 ft.	1.0 m	
		(3)	30 ft.	9.0 m	
		(4) (i)	20 ft.	6.0 m	
			(ii)	20 ft.	6.0 m
			(iii)	25 ft.	7.5 m
		(5)	10,000 sq.ft.	900.0 m ²	
			1 acre	4,000.0 m ²	
			100 ft.	30.0 m	
		(6)	100 ft.	30.0 m	
			150 ft.	45.0 m	
			10 ft.	3.0 m	
			10 ft.	3.0 m	
			20 ft.	6.0 m	
	14	(1) (iii) (a)	2,000 sq.ft.	180.0 m ²	
			(v)	a hundred feet	30.0 m
			(vi)	100 ft.	30.0 m
			(xv)	100 ft.	30.0 m
			(xxi)	20 tons	18.18 tonnes
		(2) (1)	20 tons	18.18 tonnes	
			(ii)	55 ft.	17.0 m
			(ii)	10 ft.	3.0 m
			85 ft.	26.0 m	

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	14	(3) (ii) (a)	35 ft.	11.0 m
			4 ft.	1.2 m
			9 ft.	2.7 m
			(b) 35 ft.	11.0 m
			4 ft.	1.2 m
			35 ft.	11.0 m
			9 ft.	2.7 m
			3 ft.	1.0 m
		(iii) (a)	25 ft.	7.5 m
		(b)	25 ft.	7.5 m
		(c)	15 ft.	4.5 m
		(4) (i)	40 ft.	12.0 m
			4,000 sq.ft.	360.0 m ²
		(ii)	40 ft.	12.0 m
			4,000 sq.ft.	360.0 m ²
	14A	(1) (c)	12 ft.	3.5 m
			15 ft.	4.5 m
			20 ft.	6.0 m
			6 sq.ft.	1.0 m ²
			foot	0.5 m
		(2)	55 ft.	17.0 m
		(3) (a)	40 ft.	12.0 m
			10 ft.	3.0 m
			10 ft.	3.0 m
			1 sq.ft.	0.1 m ²
			foot	0.3 m
			10 ft.	3.0 m
			35 sq.ft.	3.5 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	14A	(3) (a)	10 ft.	3.0 m
			35 sq.ft.	3.5 m ²
		(b)	20 ft.	6.0 m
		(c)	20 ft.	6.0 m
		(4)	40 ft.	12.0 m
			4,000 sq.ft.	360.0 m ²
			50 ft.	15.0 m
			5,000 sq.ft.	450.0 m ²
		(5) (b)	2,000 sq.ft.	185.0 m ²
		(1) (ix)	50 tons	45.0 tonnes
	15	(xiii)	100 ft.	30.0 m
		(xiv) (b)	1,000 sq.ft.	93.0 m ²
			10 ft.	3.0 m
			20 ft.	6.0 m
			30 ft.	9.0 m
			6 ft.	2.0 m
		(xx) (b)	one horse power	746.0 w
		(xxi)	one horse power	746.0 w
		(xxiii)	one horse power	746.0 w
		(xxiv) (b)	one horse power	746.0 w
		(2) (i)	120 ft.	37.0 m
		(ii)	330 ft.	100.0 m
		(3) (ii)	35 ft.	11.0 m
			4 ft.	1.2 m
			50 ft.	16.0 m
			9 ft.	2.7 m
			3 ft.	1.0 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	15	(3) (ii)	15 ft.	4.5 m
		(iii) (a)	25 ft.	7.5 m
		(b)	25 ft.	7.5 m
		(c)	15 ft.	4.5 m
		(4) (i)	40 ft.	12.0 m
			4,000 sq.ft.	360.0 m ²
		(ii)	40 ft.	12.0 m
			4,500 sq.ft.	405.0 m ²
		(iii)	50 ft.	15.0 m
			5,000 sq.ft.	450.0 m ²
			700 sq.ft.	65.0 m ²
		(5)	1,000 sq.ft.	93.0 m ²
			6,000 sq.ft.	540.0 m ²
			foot	0.3 m
			60 ft.	18.0 m
	15A	(1) (ii)	5,000 sq.ft.	450.0 m ²
		(xviii) (c)	50 sq.ft.	5.0 m ²
			1 sq.ft.	0.1 m ²
			foot	0.3 m
			50 ft.	15.0 m
		(2) (i)	55 ft.	17.0 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	15A	(2) (ii)	10 ft.	3.0 m
			200 ft.	60.0 m
		(3) (i)	55 ft.	17.0 m
		(ii)	10 ft.	3.0 m
	15B	(5) (c)	3 sq.ft.	0.5 m ²
			foot	0.5 m
		(e)	6 ft.	2.0 m
		(f)	3 ft.	1.0 m
		(8) (a)	125 ft.	39.0 m
		(b)	185 ft.	57.0 m
		(c)	250 ft.	77.0 m
		(9) (a)	20 ft.	6.0 m
			30 ft.	9.0 m
		(b)	15 ft.	4.5 m
			45 ft.	13.5 m
		(10)	15 ft.	4.5 m
		(11) (b)	15 ft.	4.5 m
		(13)	8,000 sq.ft.	720.0 m ²
		(14)	15,000 sq.ft.	1,350.0 m ²
		(16) (i)	15,000 sq.ft.	1,350.0 m ²
		(Col. 1)	15,000 sq.ft.	1,350.0 m ²
			16,000 sq.ft.	1,500.0 m ²
			17,000 sq.ft.	1,550.0 m ²
			18,000 sq.ft.	1,650.0 m ²
			19,000 sq.ft.	1,750.0 m ²
			20,000 sq.ft.	1,850.0 m ²
			21,000 sq.ft.	1,950.0 m ²
			22,000 sq.ft.	2,050.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	15B	(16) (i) (Col.1)	23,000 sq.ft.	2,100.0 m ²
			24,000 sq.ft.	2,200.0 m ²
			25,000 sq.ft.	2,300.0 m ²
			26,000 sq.ft.	2,400.0 m ²
			27,000 sq.ft.	2,500.0 m ²
			28,000 sq.ft.	2,600.0 m ²
			29,000 sq.ft.	2,675.0 m ²
			30,000 sq.ft.	2,775.0 m ²
			31,000 sq.ft.	2,875.0 m ²
			32,000 sq.ft.	2,950.0 m ²
			33,000 sq.ft.	3,050.0 m ²
			34,000 sq.ft.	3,150.0 m ²
			35,000 sq.ft.	3,250.0 m ²
			36,000 sq.ft.	3,350.0 m ²
			37,000 sq.ft.	3,450.0 m ²
			38,000 sq.ft.	3,500.0 m ²
			39,000 sq.ft.	3,600.0 m ²
			40,000 sq.ft.	3,700.0 m ²
		(Col.3)	25,500 sq.ft.	2,295.0 m ²
			27,744 sq.ft.	2,601.0 m ²
			30,056 sq.ft.	2,740.4 m ²
			32,436 sq.ft.	2,973.3 m ²
			34,884 sq.ft.	3,213.0 m ²
			37,400 sq.ft.	3,459.5 m ²
			39,984 sq.ft.	3,712.8 m ²
			42,636 sq.ft.	3,972.9 m ²
			45,356 sq.ft.	4,141.2 m ²
			48,144 sq.ft.	4,413.2 m ²
			51,000 sq.ft.	4,692.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	15B	(16) (i) (Col.3)	53,924 sq.ft.	4,977.6 m ²
			56,916 sq.ft.	5,270.0 m ²
			59,976 sq.ft.	5,569.2 m ²
			63,104 sq.ft.	5,820.8 m ²
			66,300 sq.ft.	6,132.7 m ²
			69,564 sq.ft.	6,451.5 m ²
			72,896 sq.ft.	6,720.1 m ²
			76,296 sq.ft.	7,051.6 m ²
			79,764 sq.ft.	7,389.9 m ²
			83,300 sq.ft.	7,735.0 m ²
			86,904 sq.ft.	8,086.9 m ²
			90,576 sq.ft.	8,445.6 m ²
			94,316 sq.ft.	8,687.0 m ²
			98,124 sq.ft.	9,057.6 m ²
			102,000 sq.ft.	9,435.0 m ²
		(ii)	40,000 sq.ft.	3,700.0 m ²
		(17) (b) (i)	15,000 sq.ft.	1,350.0 m ²
			40,000 sq.ft.	3,700.0 m ²
		(ii)	40,000 sq.ft.	3,700.0 m ²
			55,000 sq.ft.	5,100.0 m ²
		Lot Size	41,000 sq.ft.	3,800.0 m ²
			42,000 sq.ft.	3,900.0 m ²
			43,000 sq.ft.	3,975.0 m ²
			44,000 sq.ft.	4,075.0 m ²
			45,000 sq.ft.	4,175.0 m ²
			46,000 sq.ft.	4,250.0 m ²
			47,000 sq.ft.	4,350.0 m ²
			48,000 sq.ft.	4,450.0 m ²
			49,000 sq.ft.	4,550.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	15B	(17) (b) (ii) (Lot Size)	50,000 sq.ft.	4,650.0 m ²
			51,000 sq.ft.	4,750.0 m ²
			52,000 sq.ft.	4,850.0 m ²
			53,000 sq.ft.	4,900.0 m ²
			54,000 sq.ft.	5,000.0 m ²
			55,000 sq.ft.	5,100.0 m ²
		Gross Floor Area	105,329 sq.ft.	9,762.2 m ²
			108,654 sq.ft.	10,089.3 m ²
			112,058 sq.ft.	10,358.8 m ²
			115,500 sq.ft.	10,696.8 m ²
			118,980 sq.ft.	11,038.7 m ²
			122,452 sq.ft.	11,313.5 m ²
			126,007 sq.ft.	11,662.3 m ²
			130,464 sq.ft.	12,095.1 m ²
			134,113 sq.ft.	12,453.3 m ²
			137,800 sq.ft.	12,815.4 m ²
			141,474 sq.ft.	13,176.5 m ²
			145,236 sq.ft.	13,546.05 m ²
			149,036 sq.ft.	13,778.8 m ²
			152,820 sq.ft.	14,150.0 m ²
			156,750 sq.ft.	14,535.0 m ²
		(17) (b) (iii)	55,000 sq.ft.	5,100.0 m ²
		(19) (a)	300 sq.ft.	28.0 m ²
		(b) (i)	300 sq.ft.	28.0 m ²
		(ii)	100 sq.ft.	9.0 m ²
		(28) (d)	400 sq.ft.	37.0 m ²
		(30) (i)	1,000 sq.ft.	93.0 m ²
		(iii)	2,000 sq.ft.	185.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	15B	(34) (b)	20,000 sq.ft.	1,848.0 m ²
			1,000 sq.ft.	93.0 m ²
	16	(1) (ix) (a)	100 ft.	30.0 m
			10 h.p.	7,460.0 w
		(2) (i)	120 ft.	37.0 m
			55 ft.	17.0 m
		(3)	15 ft.	4.5 m
		(1) (ej)	1,500 sq.ft.	140.0 m ²
		(f) (i)	6 sq.ft.	1.0 m ²
			foot	0.5 m
	16A	(ii)	20 ft.	6.0 m
			15 ft.	4.5 m
		(iii)	12 ft.	3.5 m
			4 inches	0.1 m
		(2)	24 inches	0.5 m
			4 inches	0.1 m
		(3) (a)	55 ft.	17.0 m
			20 ft.	6.0 m
		(b)	15 ft.	4.5 m
			20 ft.	6.0 m
		(4)	40 ft.	12.0 m
			4,000 sq.ft.	360.0 m ²
		(5)	750 sq.ft.	70.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit	
6593	16B	(2) (i)	50 ft.	15.0 m	
		(ii)	15 ft.	4.5 m	
		(iii)	20 ft.	6.0 m	
		(3)	1 acre	4,000.0 m ²	
			100 ft.	30.0 m	
		(6)	500 sq.ft.	46.0 m ²	
	17	(2)	120 ft.	37.0 m	
		(3)	15 ft.	4.5 m	
	17A	(1) (d) (i)	6 sq.ft.	1.0 m ²	
			foot	0.5 m	
		(ii)	20 ft.	6.0 m	
			15 ft.	4.5 m	
			12 ft.	3.5 m	
		(iii)	4 inches	0.1 m	
			24 inches	0.5 m	
			4 inches	0.1 m	
		(2)	55 ft.	17.0 m	
	17C	(5) (b)	6 sq.ft.	1.0 m ²	
			foot	0.5 m	
		(c) (i)	20 ft.	6.0 m	
			(ii)	15 ft.	4.5 m
			(iii)	12 ft.	3.5 m
		(6) (a)	2 ft.	0.5 m	
			(b)	4 inches	0.1 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	17C	(7)	45 ft.	14.0 m
		(9)	feet	metres
		Front Yard	40 ft.	12.0 m
			40 ft.	12.0 m
			20 ft.	6.0 m
			20 ft.	6.0 m
			20 ft.	6.0 m
		Rear Yard	25 ft.	7.5 m
			25 ft.	7.5 m
			25 ft.	6.5 m
			25 ft.	7.5 m
			25 ft.	7.5 m
		(10)	25 ft.	7.5 m
		(11)	20 ft.	6.0 m
		(12) (a)	100 ft.	30.0 m
		(b)	12,000 sq.ft.	1,100.0 m ²
		(16) (1)	25 ft.	7.5 m
		(2)	45 ft.	13.5 m
			25 ft.	7.5 m
		(19) (a)	500 sq.ft.	46.0 m ²
		(b)	400 sq.ft.	37.0 m ²
		(21) (a)	20,000 sq.ft.	1,848.0 m ²
		(b)	50 ft.	15.2 m
			12 ft.	3.6 m
			14 ft.	4.3 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	17C	(23)	25 ft.	7.5 m
		(24) (b)	5 ft.	1.5 m
			10 ft.	3.0 m
		(25)	300 ft.	90.0 m
	18	(2) (i)	5 ft.	1.5 m
			10 ft.	3.0 m
		(ii)	75 ft.	23.0 m
			one foot	0.5 m
			one foot	0.5 m
			2 feet	1.0 m
		(iia)	one foot	0.5 m
			two feet	1.0 m
		(iii)	85 ft.	26.0 m
		(3) (ii)	175 ft.	53.0 m
			100 ft.	30.0 m
		(iv) (a11)	200 sq.ft.	18.5 m ²
		(ac) (2)	5 ft.	1.5 m
			15 ft.	4.5 m
		(b) (2)	5 ft.	1.5 m
			15 ft.	4.5 m
		(3)	8 ft.	2.5 m
			22 ft.	6.7 m
			11 ft.	3.5 m
			8 ft.	2.5 m
			22 ft.	6.7 m
			11 ft.	3.5 m
			900 sq.ft.	84.0 m ²

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	18	(3) (iv)(b) (3)	27 ft.	8.2 m
			18 ft.	5.5 m
			10 ft.	3.0 m
			11 ft.	3.5 m
			8 ft.	2.5 m
			20 ft.	6.0 m
			10 ft.	3.0 m
			18 ft.	5.5 m
			180 sq.ft.	16.7 m ²
			8 ft.	2.5 m
			21.3 ft.	6.5 m
			11 ft.	3.5 m
			8 ft.	2.5 m
			19.8 ft.	6.0 m
			11 ft.	3.5 m
			8 ft.	2.5 m
			17 ft.	5.2 m
			10 ft.	3.0 m
		(c) (1)	5 ft.	1.5 m
			7.5 ft.	2.3 m
		(c) (2)	15 ft.	4.5 m
			10 ft.	3.0 m
			18 ft.	5.5 m
			10 ft.	3.0 m
			7.5 ft.	2.3 m
			18 ft.	5.5 m
			15 ft.	4.5 m
			10 ft.	3.0 m
			18 ft.	5.5 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	18	(3) (iv) (c) (3)	9 ft.	2.7 m
		(d)	500 sq.ft.	46.0 m ²
			5,000 sq.ft.	450.0 m ²
		(e)	300 ft.	90.0 m
			600 ft.	180.0 m
		(ivb) (b)	4 inches	0.1 m
		(c)	4 ft.	1.2 m
			6 ft.	2.0 m
		(ivc) (a)	20 ft.	6.0 m
		(b)	10 ft.	3.0 m
			10 ft.	3.0 m
		(e)	10 ft.	3.0 m
		(f)	10 ft.	3.0 m
		(g)	4 inches	0.1 m
		(ive) (b)	20 ft.	6.0 m
		(c)	10 ft.	3.0 m
		(v)	3 ft.	0.9 m
			10 ft.	3.0 m
		(vi) (a)	one foot	0.5 m
			2 ft.	1.0 m
		(b) (i)	5 ft.	1.5 m
			5 ft.	1.5 m
		(ii)	5 ft.	1.5 m
		(iii)	3 ft.	1.0 m
		(bb)	3 ft.	1.0 m
		(c) (i)	3 ft.	1.0 m
		(ii)	3 ft.	1.0 m
		(cc)(i)	3 ft.	1.0 m
			5 ft.	1.5 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	18	(3) (vi) (cc) (ii)	3 ft.	1.0 m
		(iii)	3 ft.	1.0 m
		(ccc) (i)	4 ft.	1.2 m
			5 ft.	1.5 m
		(ii)	4 ft.	1.2 m
		(iii)	4 ft.	1.2 m
			10 ft.	3.0 m
		(d)	10 ft.	3.0 m
			5 ft.	1.5 m
		(i)	3 ft.	1.0 m
		(ii)	16 inches	0.5 m
		(iii)	12 inches	0.3 m
		(iv)	3 feet 6 inches	1.0 m
			3 feet 6 inches	1.0 m
		(dd)	5 ft.	1.5 m
		(e)	3 ft.	1.0 m
			2 ft.	0.5 m
			5 ft.	1.5 m
		(f)	10 ft.	3.0 m
			6 ft.	2.0 m
			2½ ft.	0.8 m
			30 ft.	9.0 m
		(4) (ib) A	4 ft.	1.2 m
		(ic) A	2 ft. 6 inches	1.0 m
		(iii)	12 ft.	4.0 m
			12 ft.	4.0 m
			10 ft.	3.0 m
		(iv)	18 inches	0.45 m
			20 ft.	6.0 m
			8 ft.	2.5 m
		(iv) (a)	one foot	0.5 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	18	(4) (iv) (b)	5 ft.	1.5 m
			2 ft.	0.6 m
			4 ft.	1.2 m
			5 ft.	1.5 m
		(6) (ii)	20,000 sq.ft.	1.848.0 m ²
			3,000 sq.ft.	270.0 m ²
			10 ft.	3.0 m
			25 ft.	7.5 m
			14 ft.	4.3 m
		(9)	7,500 sq.ft.	690.0 m ²
			30 ft.	9.0 m
			20 ft.	6.0 m
		(12)1(b)	40 ft.	12.0 m
		(c)	5 ft.	1.5 m
		2	100 ft.	30.0 m
	19	(iii)	700 sq.ft.	65.0 m ²
		(vi)	3,000 sq.ft.	270.0 m ²
		(vii)	3,000 sq.ft.	270.0 m ²
		(viii)	3,000 sq.ft.	270.0 m ²
			5,000 sq.ft.	450.0 m ²
			700 sq.ft.	65.0 m ²
			400 sq.ft.	37.0 m ²
	19A	(1)	25 sq.ft.	2.5 m ²
			40 ft.	12.0 m
			12 sq.ft.	1.2 m ²
			10 ft.	3.0 m

By-law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	19A	(2)	40 ft.	12.0 m
			20 ft.	6.0 m
			1 sq.ft.	0.1 m ²
			foot	0.3 m
			foot	0.3 m
			40 ft.	12.0 m
			1 sq.ft.	0.1 m ²
			600 sq.ft.	56.0 m ²
	Schedule 19A(1)	1	1/4 mile	0.4 km
			1,320 ft.	402.34 m
			420 ft.	128.02 m
			420 ft.	128.02 m
			335 ft.	102.11 m
			125 ft.	38.1 m
			250 ft.	76.2 m
			350 ft.	106.68 m
			250 ft.	76.2 m
			225 ft.	68.58 m
	Schedule 19A(2)	1	625 ft.	190.5 m
			335 ft.	102.11 m
		2	125 ft.	38.1 m
			250 ft.	76.2 m
			350 ft.	106.68 m
			250 ft.	76.2 m
			225 ft.	68.58 m

Law No.	Column 1 Section	Column 2 Sub-section	Column 3 Imperial Unit	Column 4 Metric Unit
6593	20	(2)	10 ft. to the inch	1:100
			20 ft. to the inch	1:200
	Schedule "C"	(column 2) 1. (a)	500 ft.	152.4 m
		(b)	500 ft.	152.4 m
		(c)	500 ft.	152.4 m
		(d)	500 ft.	152.4 m
		2. (a)	650 ft.	198.12 m
		(b)	375 ft.	114.3 m
		(column 3) 1. (a)	500 ft.	152.4 m
		(c)	500 ft.	152.4 m
		2. (a)	750 ft.	228.6 m
		(b)	430 ft.	131.06 m
		3	600 ft.	182.88 m
		(column 4)	43 ft.	13.11 m
			43 ft.	13.11 m
			43 ft.	13.11 m
			43 ft.	13.11 m
			50 ft.	15.24 m
			50 ft.	15.24 m
			50 ft.	15.24 m
			50 ft.	15.24 m

The Corporation of the City of Hamilton

BY-LAW NO. 80- 050

To Authorize:

An Expenditure of \$930,000.00

Respecting:

FURNITURE AND SHELVING FOR THE MAIN HAMILTON PUBLIC LIBRARY
IN THE LLOYD D. JACKSON SQUARE

WHEREAS the Ontario Municipal Board by Order dated the 31st day of January, 1980, (File No. E 791685), approved,

- (a) the undertaking by the public library board of the said corporation of furniture and shelving for the Main Hamilton Public Library at an estimated cost of \$930,000.00,
- (b) the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (c) the issuance of the necessary debentures by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation;

AND WHEREAS it is desirable to proceed with the undertaking.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The public library board of The Corporation of the City of Hamilton may proceed with the undertaking to provide furniture and shelving for the Main Hamilton Public Library in the Lloyd D. Jackson Square, at an estimated cost of \$930,000.00.

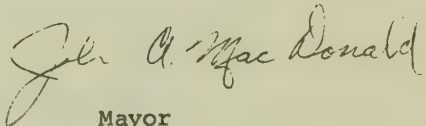
2. It is hereby authorized that this Corporation may borrow money for the purposes referred to in section 1, by way of temporary advances not exceeding in the aggregate the estimated cost of \$930,000.00 pending the sale of debentures.

3. The Regional Municipality of Hamilton-Wentworth is hereby authorized to issue debentures to finance the said undertaking not exceeding \$930,000.00, and not exceeding the net cost of such undertaking to the applicant, for a term not to exceed twenty years.

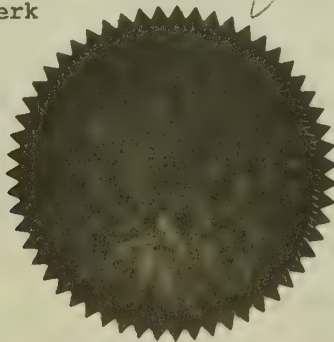
PASSED this 26th day of February A.D. 1980.



City Clerk



Mayor



(1979) 50 R.B.C. 21, November 27

BY-LAW NO. 80 - 051

TO WIDEN MELVIN AVENUE
NORTH SIDE, BETWEEN PARKDALE AND WOODWARD AVENUES

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

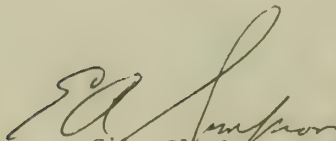
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Melvin Avenue by incorporating within its limits the lands described in Schedule "A" hereto.

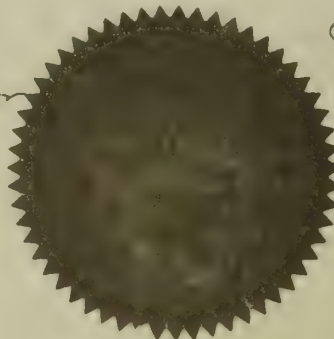
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

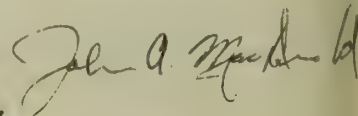
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Melvin Avenue.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th day of February A.D. 1980.


City Clerk




Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lots 75 and 76, according to a Registrar's complied Plan registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1392 and which said parcel may be more particularly described as all of Part 2, according to a Reference Plan received and deposited in the said Land Registry Office on July 19th, 1976, as Plan 62R-3094.

BY-LAW NO. 80 - 052

TO WIDEN KIMBERLY DRIVE,
EAST SIDE, BETWEEN MONTROSE AND DUNDONALD AVENUES

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

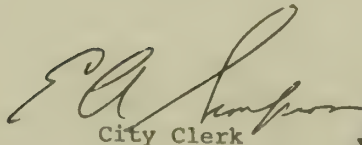
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Kimberly Drive by incorporating within its limits the lands described in Schedule "A" hereto.

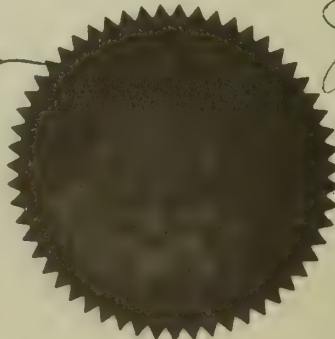
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

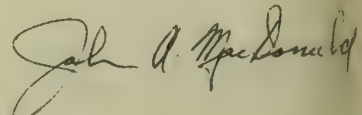
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Kimberly Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th day of February A.D. 1980.


City Clerk




Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lots 240 and 241 according to Rosedale Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 538 and which said parcel may be more particularly described as all of Part 3 according to a Reference Plan received and deposited in the said Land Registry Office on January 19th, 1979 as Plan 62R-4624.

The Corporation of the City of Hamilton

BY-LAW NO. 80- 053

To Amend:

Property Standards Officer
Appointment By-law No. 77-47

Respecting:

UPDATING REFERENCE TO BY-LAW APPOINTING
BUILDING CODE OFFICIALS AND INSPECTORS

WHEREAS By-law No. 77-47, passed on the 22nd day of February, 1977 provides for the appointment of the chief building official and inspectors under The Building Code Act, 1974, as Property Standards Officers under The Planning Act, R.S.O. 1970, Chapter 349, section 36(1) and The Municipal Act, R.S.O. 1970, Chapter 284, section 352, paragraph 63;

AND WHEREAS the reference in By-law No. 77-47 is to a previous By-law No. 76-12, passed under The Building Code Act, 1974 wherein the Chief Building Official and Inspectors were appointed;

AND WHEREAS By-law No. 76-12 and amendments thereto were consolidated in and replaced by By-law No. 78-211;

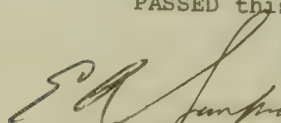
AND WHEREAS it is desirable to update By-law No. 77-47 so as to refer to By-law No. 78-211 in place and stead of By-law No. 76-12.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of section 1 of By-law No. 77-47 is amended by striking out "By-law No. 76-12, passed on the 13th day of January, 1976" in the second and third lines and inserting in lieu thereof "By-law No. 78-211, passed on the 25th day of July, 1978".

2. Clause (a) of section 2 of By-law No. 77-47 is amended by striking out "By-law No. 76-12" in the first line and inserting in lieu thereof "By-law No. 78-211".

PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 054

To Amend:

Plumbing Inspectors Appointment By-law No. 77-290

Respecting:

UPDATING REFERENCE TO BY-LAW APPOINTING
BUILDING CODE OFFICIAL AND INSPECTORS

WHEREAS By-law No. 77-290, passed on the 29th day of November, 1977, provides for the appointment of the chief building official and inspectors under The Building Code Act, 1974 as Plumbing Inspectors under The Ontario Water Resources Act, R.S.O. 1970, Chapter 332;

AND WHEREAS the reference in By-law No. 77-290 is to a previous By-law No. 76-12, passed under The Building Code Act, 1974, wherein the Chief Building Official and Inspectors were appointed;

AND WHEREAS By-law No. 76-12 and amendments were consolidated in and replaced by By-law No. 78-211;

AND WHEREAS it is desirable to update By-law No. 77-290 so as to refer to By-law No. 78-211 in place and stead of By-law No. 76-12.

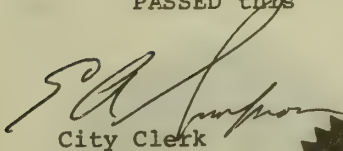
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The fourth preamble in By-law No. 77-290 is repealed.

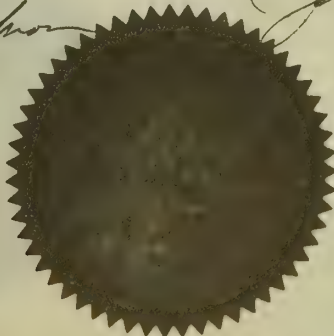
2. Section 2 of the said By-law is amended by striking out the first four lines and substituting in lieu thereof the following:

1. Each and every person named in By-law No. 78-211 as,

PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor



BY-LAW NO. 80 - 055

TO ESTABLISH SWAN STREET,
FROM HIGHRIDGE AVENUE TO BERKINDALE DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to establish a portion of the highway known as Swan Street by incorporating within its limits the lands described in Schedule "A" hereto.

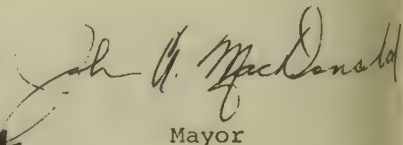
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Swan Street.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

First:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 15 in The Van Wagner Plan registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 772 and being more particularly described as all of Part 1 according to a Reference Plan received and deposited in the said Land Registry Office on February 11th, 1980 as Plan 62R-5230.

Secondly:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth in the Province of Ontario and being composed of all of Block "C" according to Oakland Park Extension No. 2 filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-233 and which said parcel may be more particularly described as all of Part 2 according to a Reference Plan received and deposited in the said Land Registry Office on February 11th, 1980 as Plan 62R-5230.

The Corporation of the City of Hamilton

BY-LAW NO. 80- 056

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 28 EWEN ROAD

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "M-14" (Prestige Industrial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. An automobile appraisal centre use shall be permitted in addition to uses permitted in the "M-14" District provisions of By-law No. 6593.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-14" District provisions subject to the special requirement referred to in section 1.

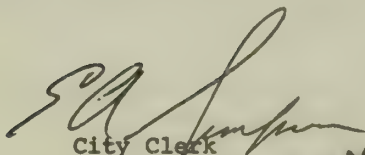
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-689".

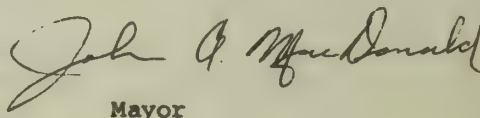
4. Sheet No. W-46 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-689".

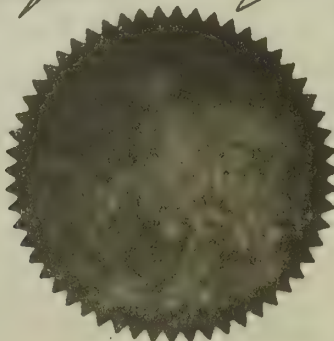
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor



(1980) 5 R.P.D.C. 1, January 29
Frederick Grohman, Prospective Owner
Z.A. 79-72

SCHEDULE "A" TO BY-LAW NO. 80-056

412

~~Buffalo~~ BUFFALO

AND.

HAMILTON
RAN 4.

A/S-395

TORONTO

EWEN

59-55 m
A/S-521

100

14-1

RD. 89

AIS-521

A/S-395

OFFICIAL

LEGEND

lands on part of Sheet No. W-46 of The Zoning District Maps to be regulated by By-law

Bill No. 55

This is Schedule "A" to By-law No. 80-056 passed the 26th day of February, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

CORPORATION OF THE CITY OF HAMILTON
John A. Macdonald
 Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 057

TO AUTHORIZE:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act in the block bounded by Maplewood, Afton, Balsam and Cedar Avenues;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 1 of the 28th Report of the Traffic and Engineering Committee on the 25th day of September, 1979;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 11th day of February, 1980, issue Order No. E 791770, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$40,000.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$8,288.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$40,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$8,288.00 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

- 2 -

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

- (a) to the extent sufficient to provide an amount not exceeding \$8,288.00, and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

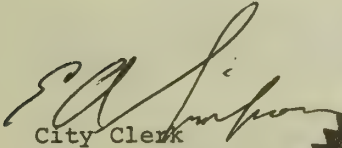
4.. The City Engineer is hereby authorized to -

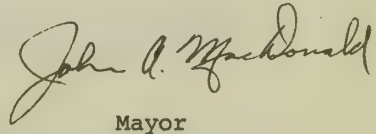
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

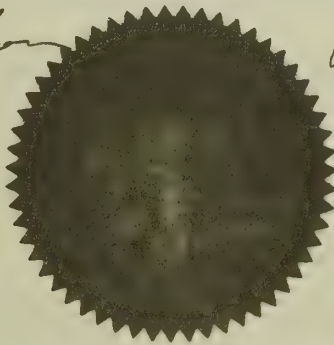
5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 26th day of February

A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

The construction of alleyways on the block bounded by Maplewood, Afton, Balsam and Cedar Avenues at the costs and charges not exceeding those set out below:

City's Share	\$31,712.00
Owners' Share	<u>8,288.00</u>
Total Estimated Cost	<u><u>\$40,000.00</u></u>

Estimated per foot frontage: \$8.00

Fifteen annual instalments

Bill No. 57

The Corporation of the City of Hamilton

BY-LAW NO. 80-058

To Amend:

By-law No. 67-83

Respecting:

GAMES AND SPORTS

WHEREAS By-law No. 67-83, passed on the 14th day of March, 1967, declared section 1 of The Lord's Day (Ontario) Act to be in force in the City of Hamilton with respect to public games and sports specified in the by-law;

AND WHEREAS various games of chance or games of mixed chance and skill or games of skill carried on at a carnival are not games included in subsection 2 of section 1 of the said by-law;

AND WHEREAS various sports including rides and other diversions carried on at a carnival are not included in subsection 2 of section 1 of the said by-law;

AND WHEREAS it is desirable that such games and sports performed at a carnival be permitted.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 2 of section 1 of By-law No. 67-83 is amended by adding thereto the following paragraphs:

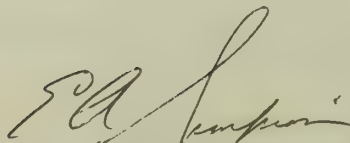
11. Games of chance or games of mixed chance and skill or games of skill including any contest, play or like activity carried on at a carnival, providing amusement or diversion.
12. Sports including rides, merry-go-rounds, ferris wheels, switchback railways, carousels and other like contrivances, and shooting galleries and circus riding carried on at a carnival, providing amusement or diversion.

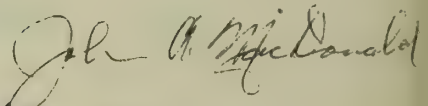
2. Subsection 1 of section 3 of the said by-law, as enacted by section 2 of By-law No. 76-226, passed on the 27th day of July, 1976, is repealed and the following substituted therefor:

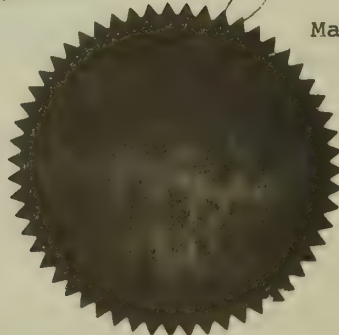
1. Subsection 1 of section 1 applies to the following public games or sports after 1:30 o'clock in the afternoon of the Lord's Day and until 11:00 o'clock in the afternoon of the Lord's Day:

1. Bowling.
2. Billiards.
3. Games referred to in paragraph 11 of subsection 2 of section 1.
4. Sports referred to in paragraph 12 of subsection 2 of section 1.

PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor



(1980) 4 R.B.C. 34, January 29

02/26/80

Bill No. 58

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 059

TO WIDEN CUMBERLAND AVENUE,
AT NORTH-WEST CORNER OF GAGE AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

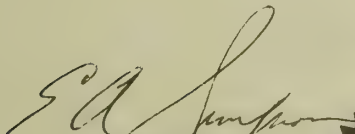
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Cumberland Avenue by incorporating within its limits the lands described in Schedule "A" hereto.

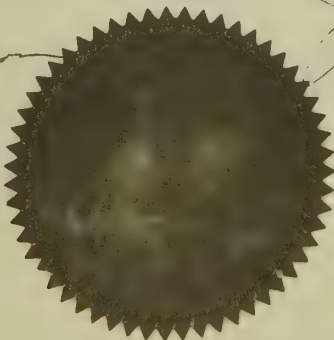
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

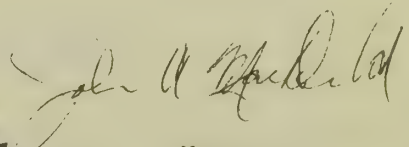
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Cumberland Avenue.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th day of February A.D. 1980.


City Clerk




Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 7, Concession 3, Township of Barton and which said parcel may be more particularly described as all of Part 2 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on July 11th, 1978 as Plan 62R-4274.

The Corporation of the City of Hamilton

BY-LAW NO. 80- 060

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 104 ROBERT STREET

WHEREAS section 4 of By-law No. 74-259, passed on the 29th day of October, 1974 and approved by the Ontario Municipal Board on the 9th day of June, 1978, (File No. R 75491), established a special requirement applicable to the land herein under section 19B of By-law No. 6593, as follows:

1. No use referred to in section 16 of By-law No. 6593 except the existing industrial or commercial uses and any expansion thereof shall be permitted;

AND WHEREAS it is intended to establish a further special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 so as to permit an industrial bakery and a retail store accessory thereto on the land;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "J" (Light and Limited Heavy Industry, etc.) district provisions, as amended by section 4 of By-law No. 74-259, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are further amended to the extent only of the following variance as a special requirement:

1. An industrial bakery and a retail bakery store accessory thereto, shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "J" District provisions, as amended by section 4 of By-law No. 74-259, subject to the special requirement referred to in section 1.

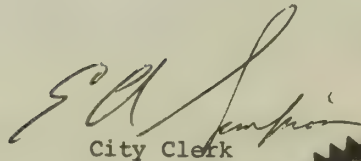
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-378a".

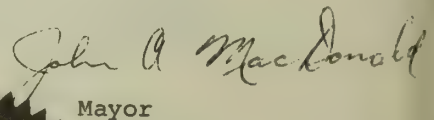
4. Sheet No. E-3 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-378a".

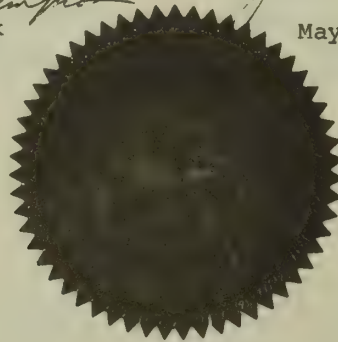
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

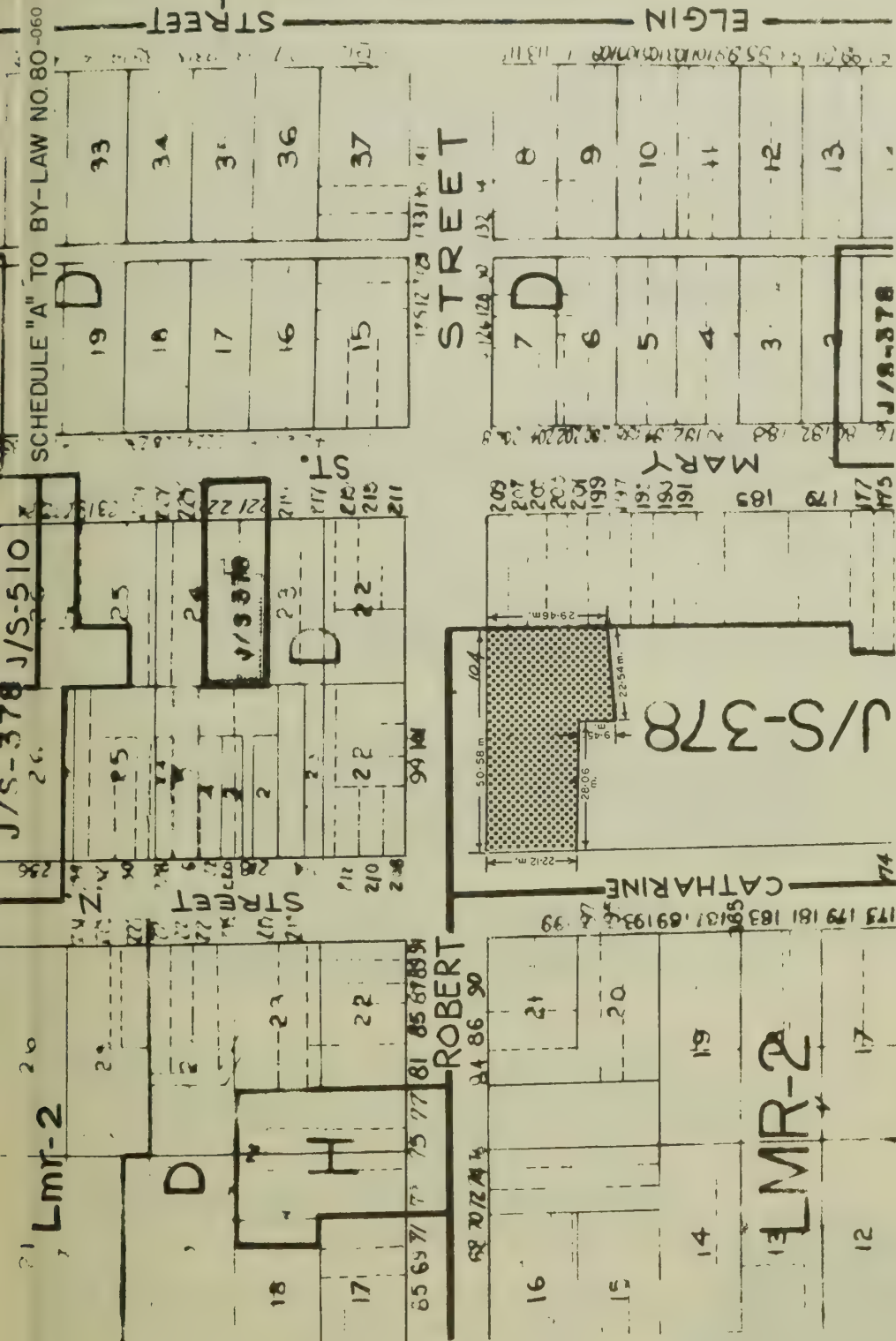
PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor



(1980) 5 R.P.D.C. 3, January 29
Gilmay Limited, Owner
Z.A. 79-75



LEGEND

Lands on Part of Sheet No. E-3 of The Zoning District Maps to be regulated by By-law No. 80-060



Bill No. 59

This is Schedule "A" to By-law No. 80-060 passed the 26th day of February, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 061

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 241 MARY STREET NORTH

WHEREAS section 4 of By-law No. 74-259, passed on the 29th day of October, 1974 and approved by the Ontario Municipal Board on the 9th day of June, 1978, (File No. R 75491), established a special requirement applicable to the land herein under section 19B of By-law No. 6593, as follows:

1. No use referred to in section 16 of By-law No. 6593 except the existing industrial or commercial uses and any expansion thereof shall be permitted;

AND WHEREAS section 1 of By-law No. 77-92, passed on the 29th day of March, 1977 and approved by the Ontario Municipal Board on the 21st day of December, 1978, (File No. 771478), established a special requirement applicable to the land herein under section 19B of By-law No. 6593, as follows:

1. In addition to the existing electrical motor rebuilding and repair light industrial use, plumbing and heating commercial and industrial uses shall be permitted;

AND WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July, 1950, so as to permit an automobile body repair and paint shop on the land herein;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

02/26/80

1. The "J" (Light and Limited Heavy Industry, etc.) district provisions, as amended by section 4 of By-law No. 74-259 and section 1 of By-law No. 77-92, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are further amended to the extent only of the following variance as a special requirement:

1. An automobile body repair and paint shop shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "J" District provisions, as amended by section 4 of By-law No. 74-259 and section 1 of By-law No. 77-92, subject to the special requirement referred to in section 1.

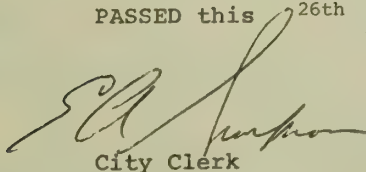
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-510a".

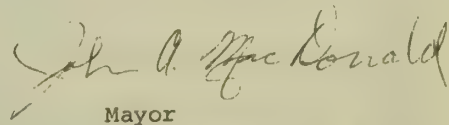
4. Sheet No. E-3 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-510a".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

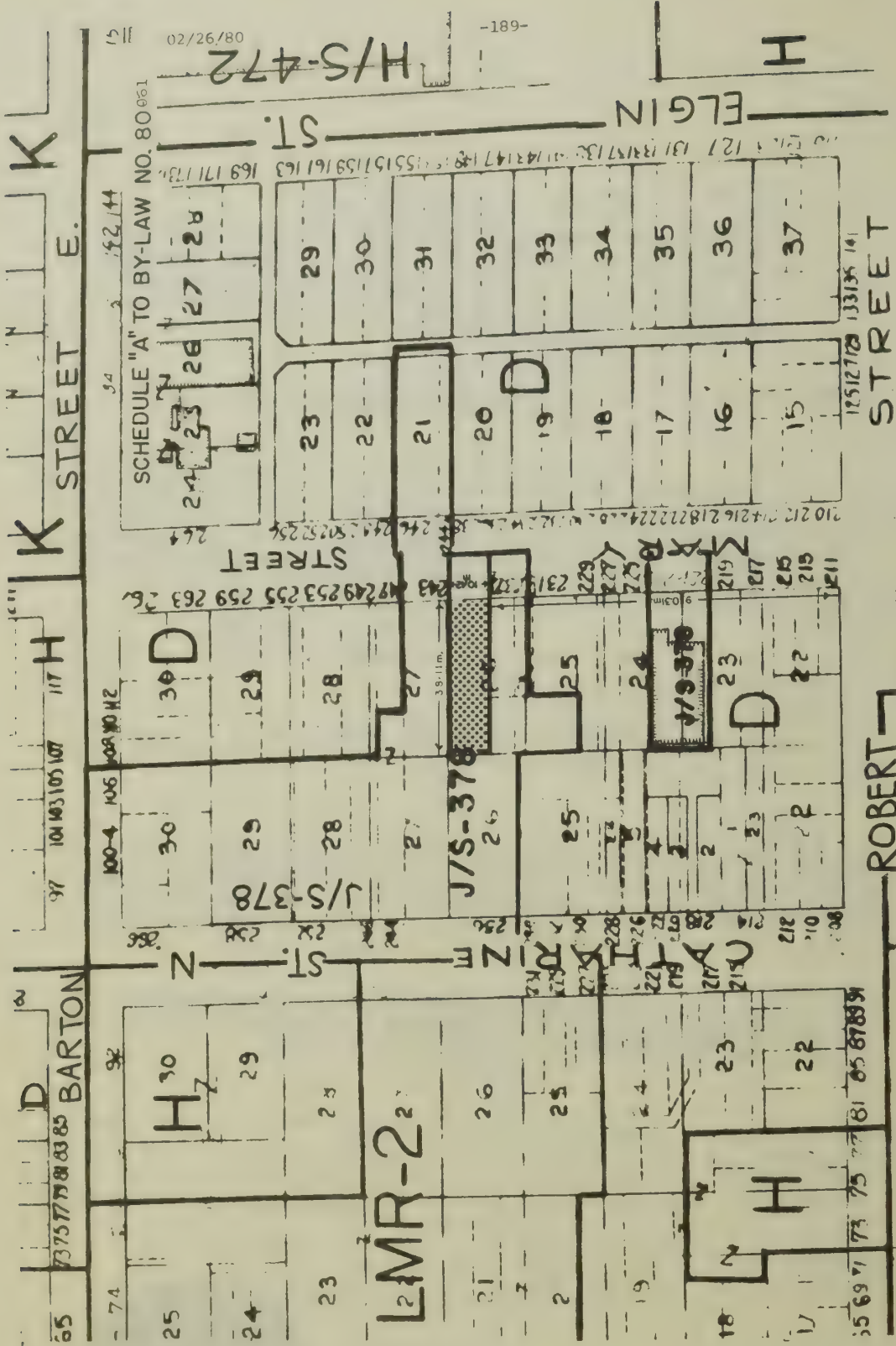
PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor

(1980) 5 R.P.D.C. 2, January 29
D., L. and N. DiLuca, Owners
Z.A. 79-71





Bill No. 60

This is Schedule "A" to By-law No. 80-061 passed the 26th day of February, 1980

Ed Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. Stedman
Mayor

Lands on Part of Sheet No. E-3 of The Zoning District Maps to be regulated by By-law No. 80-061

The Corporation of the City of Hamilton

BY-LAW NO. 80- 062

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE SOUTH SIDE OF STONE CHURCH ROAD EAST,
IN THE AREA WEST OF UPPER GAGE AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "RT-20" (Townhouse - Maisonette) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a minimum side yard of 1.2 metres shall be required for that side of a lot abutting lands which are not part of the subject lands.
2. Notwithstanding section 10(4)(i) of By-law No. 6593, a lot for a single family dwelling shall have a width of at least 9.0 metres and an area of at least 278 square metres.

3. Section 10(1)(iii) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" district provisions, subject to the special requirements referred to in section 2.

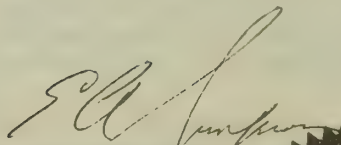
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-692".

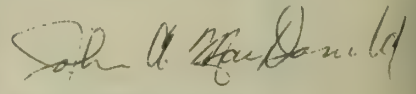
5. Sheet No. E-38C of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-692".

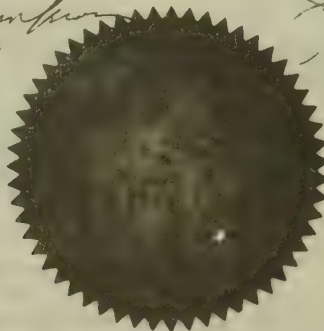
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of The Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to The Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor



(1980) 5 R.P.D.C. 4, January 29
A. Cocco, Owner
Z.A. 79-44

D/S
-282

STONE

LEAWAY
AVE

SCHEDULE "A" TO BY-LAW NO. 80-062

D/S-629

CHURCH

RD.

AA

EAST

73

500

AVE.

LEAWAY

14

18

22

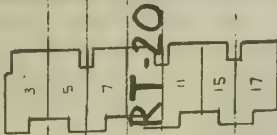
26

30

34

38

C



RT-20

ELMORE

D/S-402

4 8 12

35

39

43

C

D/S-401

354

8-2

D/S-650

63.09m

DRIVE

D/S-402

EASTER CT.

ELMORE DR.

D/S-401

Lmr-1/S-401

UPPER

GAGE

AVE.

C

C

Bill No. 61

This is Schedule "A" to By-law No. 80-062 passed the 26th day of February, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

LEGEND



Lands on Part of Sheet No. E-38C of The Zoning District Maps to be re-zoned from "RT-20" (Townhouse - Maisonette) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.



08/26/80

-192-

The Corporation of the City of Hamilton

BY-LAW NO. 80-063

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 2371 BARTON STREET EAST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "JJ" (Restricted Light Industrial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. In addition to the uses permitted in section 16A(1) of By-law No. 6593,

(a) a retail store for the sale of furniture, electrical appliances and household goods; and

(b) a retail store for the sale of produce, fruits and vegetables

shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "JJ" District provisions subject to the special requirement referred to in section 1.

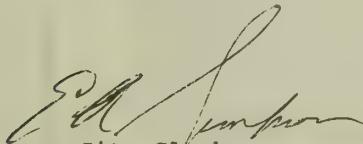
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-128a".

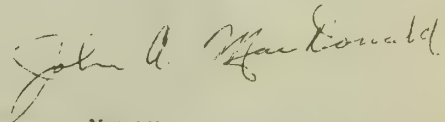
4. Sheet No. E-103 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-128a".

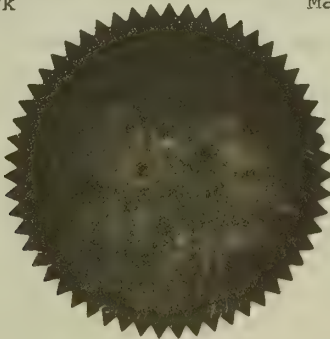
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

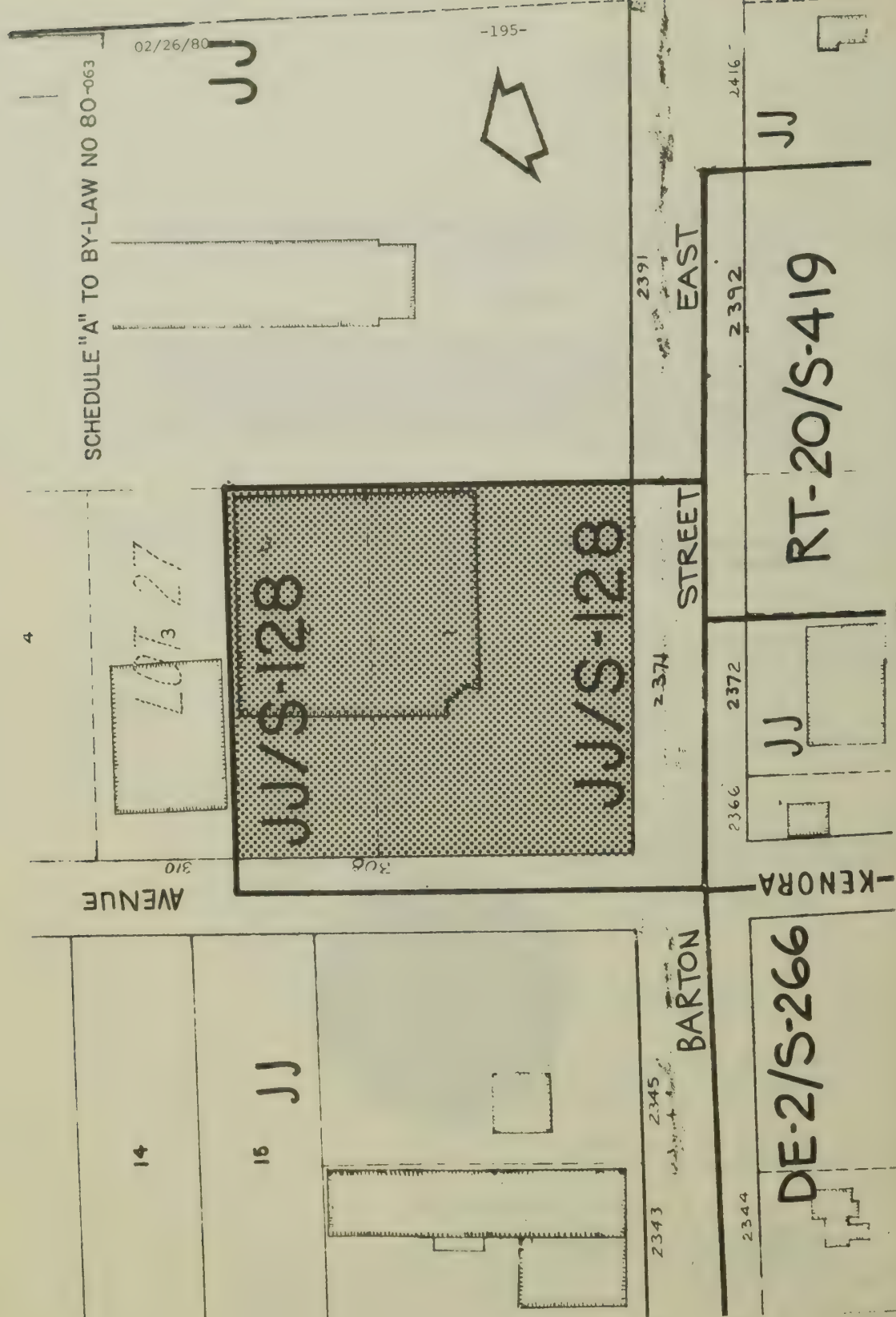
PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor



(1980) 7 R.P.D.C. 1, February 12
Lyons Furniture and Appliance
(Ontario) Inc., Lessee
Z.A. 80-05



LEGEND

Lands on Part of Sheet No. E-103 of The Zoning District Maps to be regulated by By-Law No. 80-063

This is Schedule "A" to By-law No. 80-063 passed the 26th day of February, 1980

PA Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. McQueen
Mayor

Bill No. 62

The Corporation of the City of Hamilton

BY-LAW NO. 80- 064

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF 1051 MAIN STREET EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. In addition to the uses permitted in section 10 of By-law No. 6593, and subject to paragraph 2 of this section, a parking lot use shall be permitted accessory only to the commercial property at No. 1051 Main Street East.
2. There shall be provided and maintained,
 - (a) along the westerly and northerly boundary of the land, a planting strip having a width of at least three metres, and a closed fence; and
 - (b) along the easterly boundary, a barrier to prevent movement of vehicles beyond the barrier.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-693".

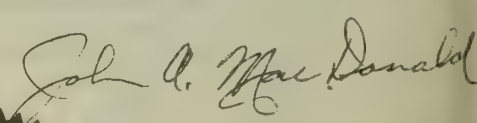
4. Sheet No. E-44 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-693".

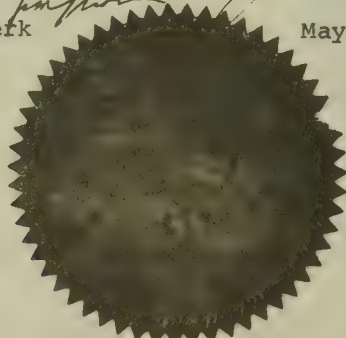
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

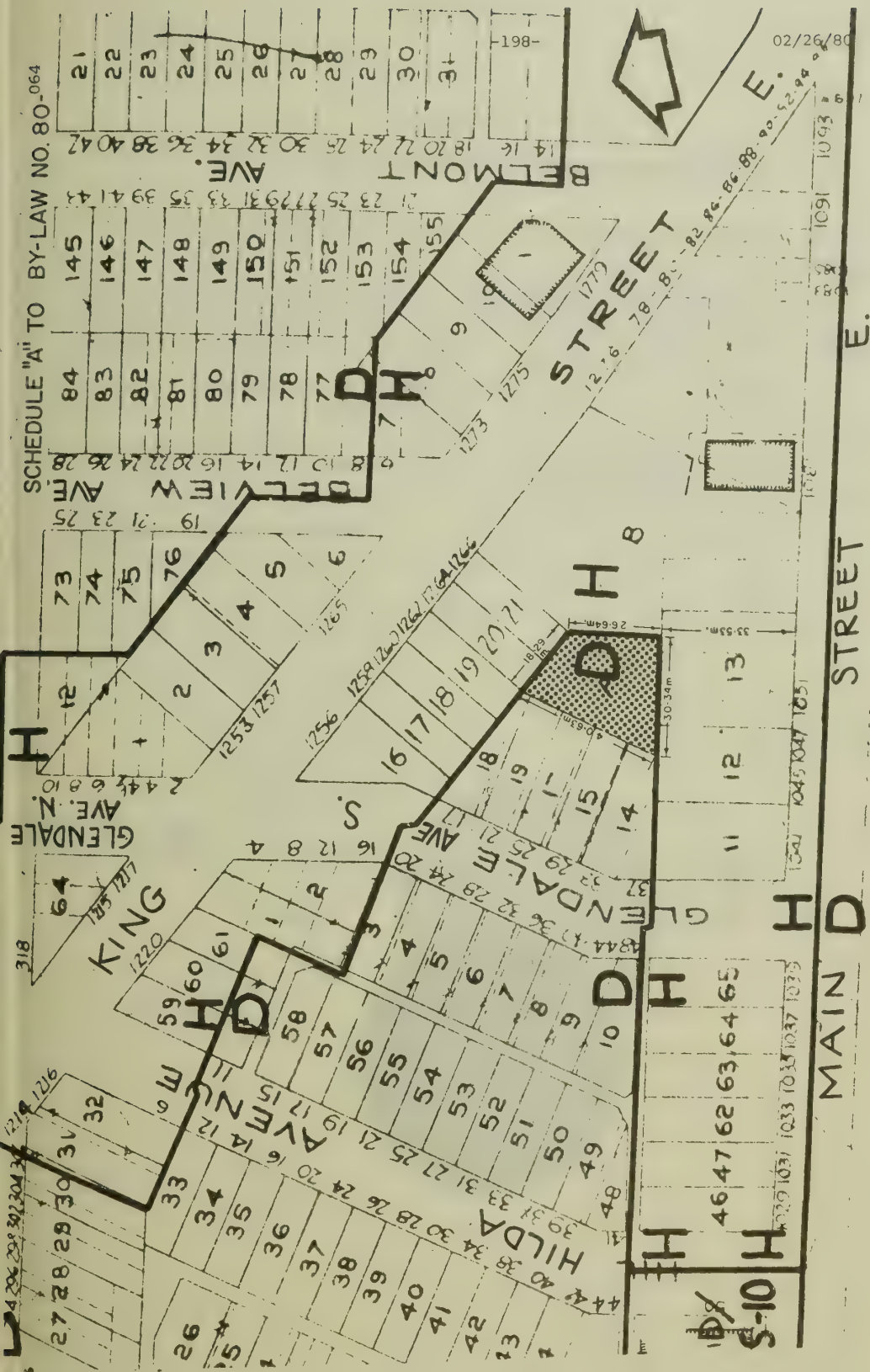
PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor



(1980) 7 R.P.D.C. 2, February 12
David Oberman, Owner
Z.A. 79-66



LEGEND

Lands on Part of Sheet No. E-44 of The Zoning District Maps to be regulated by By-Law No. 80-064



Bill No. 63

This is Schedule "A" to By-law No. 80-064 passed the 26th day of February, 1980.

SA Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
John A. MacDonald
Mayor

BY-LAW NO. 80 -065

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 29 (No Stopping Areas) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by adding to Section C (No Stopping 4:00 PM-6:00 PM) the following item, namely:-

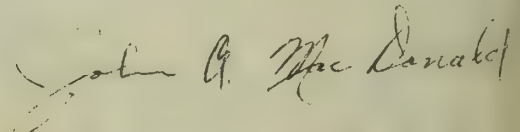
"Caroline West From 49 ft. south of Main to
24 ft. southerly".

2. Schedule 30 (Commercial Loading Zones) is hereby amended by deleting therefrom the following item, namely:-

"Caroline West 24 ft. 46 ft. south of Main 9:00 AM -
4:00 PM".

PASSED this 26th day of February , A.D. 1980.


City Clerk


Mayor



BY-LAW NO. 80 - 066

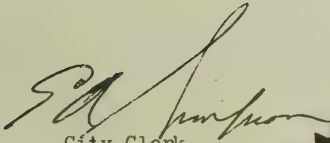
To Amend By-law No. 66-100 To Regulate Traffic

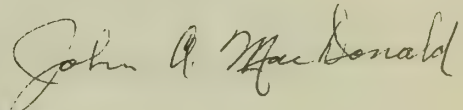
The Council of The Corporation of the City of Hamilton enacts as follows:-

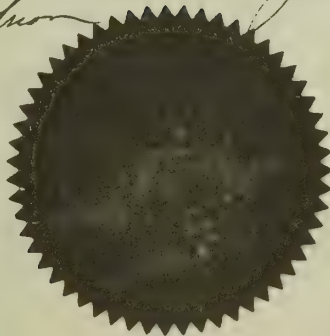
1. Schedule 26 (No Parking Areas) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Buckingham	West	Mohawk to 45 ft. north
East 16th	West	Alderney to 78 ft. south
John	Both	Louisa to southerly end
East 27th	West	Concession to 152 ft. south
East 27th	East	Concession to 133 ft. south
Caroline	West	From 49 ft. south of Main to 24 ft. southerly".

PASSED this 26th day of February , A.D. 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 067

To Amend:

By-law No. 78-94

Respecting:

MUNICIPAL WEED INSPECTORS

WHEREAS By-law No. 78-94, passed on the 28th day of March, 1978, under The Weed Control Act, R.S.O. 1970, Chapter 493, provided for the appointment of Municipal Weed Inspectors;

AND WHEREAS By-law No. 79-81, passed on the 13th day of March, 1979, appointed Municipal Weed Inspectors;

AND WHEREAS it is intended to appoint inspectors in replacement of previously appointed inspectors.

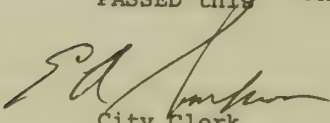
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

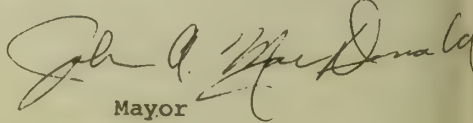
1. Section 2 of By-law No. 78-94 as re-enacted by By-law No. 79-81, is repealed and the following substituted therefor:

The following persons are hereby appointed Municipal Weed Inspectors to enforce The Weed Control Act in the City of Hamilton:

- | | |
|------------------|-----------------|
| 1. C. Bailey | 12. J. Fuller |
| 2. W. Bailey | 13. R. Hands |
| 3. A. Boers | 14. G. Hitzroth |
| 4. J. Buzit | 15. R. Kettle |
| 5. J. Canary | 16. W. Lewis |
| 6. G. Cavael | 17. D. Lobo |
| 7. B. Court | 18. L. Manning |
| 8. D. Danby | 19. V. Melo |
| 9. R. Duguay | 20. C. Rogers |
| 10. R. Farthings | 21. C. Smith |
| 11. A. Filice | 22. O. Wilson |

PASSED this 26th day of February A.D. 1980.


City Clerk


Mayor

Director of Street Services,
February 18, 1980



BILL NO. 68

The Corporation of the City of Hamilton

BY-LAW NO. 80- 068

To Amend By-law No. 73-66 to Authorize
the Re-alignment and Reconstruction of
the existing Subway on Lake Avenue

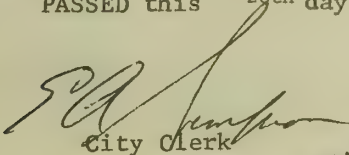
WHEREAS By-law No. 73-66 was passed by the Council of The Corporation of the City of Hamilton on the 27th day of February, A.D. 1973, authorizing the re-alignment and reconstruction of the existing subway on Lake Avenue, at an estimated cost of Seven hundred and fifty thousand Dollars (\$750,000.00), of which the sum of Two hundred and thirty-eight thousand Dollars (\$238,000.00) was to be financed by the issue and sale of debentures repayable over a term of not more than twenty (20) years, as approved by the Ontario Municipal Board by Order dated the 22nd day of January, 197 ;

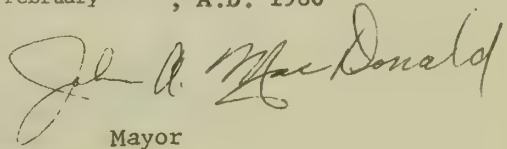
AND WHEREAS the Ontario Municipal Board by Order dated the 14th day of February, 1980, approved of an additional expenditure of Nine hundred and fifty-eight thousand nine hundred and six Dollars (\$958,906.00) for the said project, provided that no part of the said additional expenditure shall be debentured.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows -

1. By-law No. 73-66 is hereby amended by striking out from Sections 1 and 3 the words and figures "Seven hundred and fifty thousand Dollars (\$750,000.00)" where the same appear therein and substituting therefor the words and figures "One million seven hundred and eight thousand nine hundred and six Dollars (\$1,708,906.00)".

PASSED this 26th day of February , A.D. 1980


City Clerk


Mayor



BY-LAW NO. 80- 069

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26TH DAY OF FEBRUARY, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

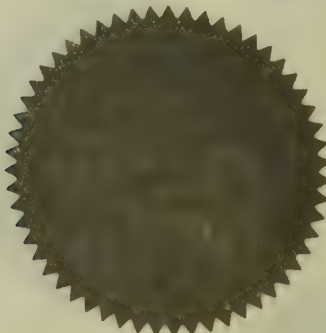
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 26th day of February A.D., 1980.

E.A. Simpson
City Clerk

John A. McDonald
Mayor



02/28/80

Bill No. 69

BY-LAW NO. 80- 070

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF FEBRUARY, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

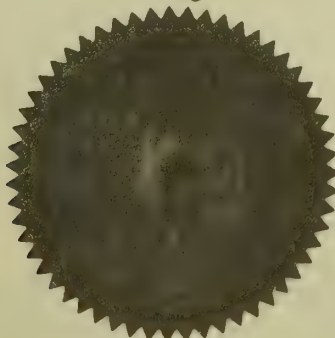
1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28th day of February A.D., 1980.

SA Simpson
City Clerk

John A. MacDonald
Mayor

FILE NO.	
LETTER NO.	
APR 2 1980	
ENV. S.R.	FILED BY
ENG. S.R.	
TRANS. S.R.	ANS. BY
REG. S.R.	FILED BY
O.M.	



205

Bill No. 70
03/11/80

The Corporation of the City of Hamilton

BY-LAW NO. 80-71

To Establish:

Site Plan Control

Respecting:

LAND LOCATED IN THE BLOCK BOUNDED BY OTTAWA STREET NORTH,
BEACH ROAD, WOODLEIGH AVENUE AND THE CANADIAN NATIONAL RAILWAY

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

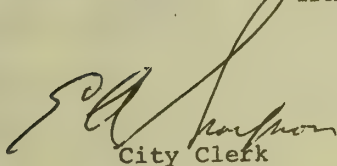
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

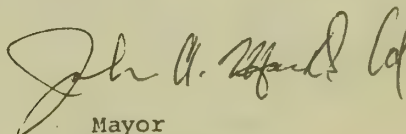
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

6. Land located in the block bounded by Ottawa Street North, Beach Road, Woodleigh Avenue and the Canadian National Railway shown on Appendix 6 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law.

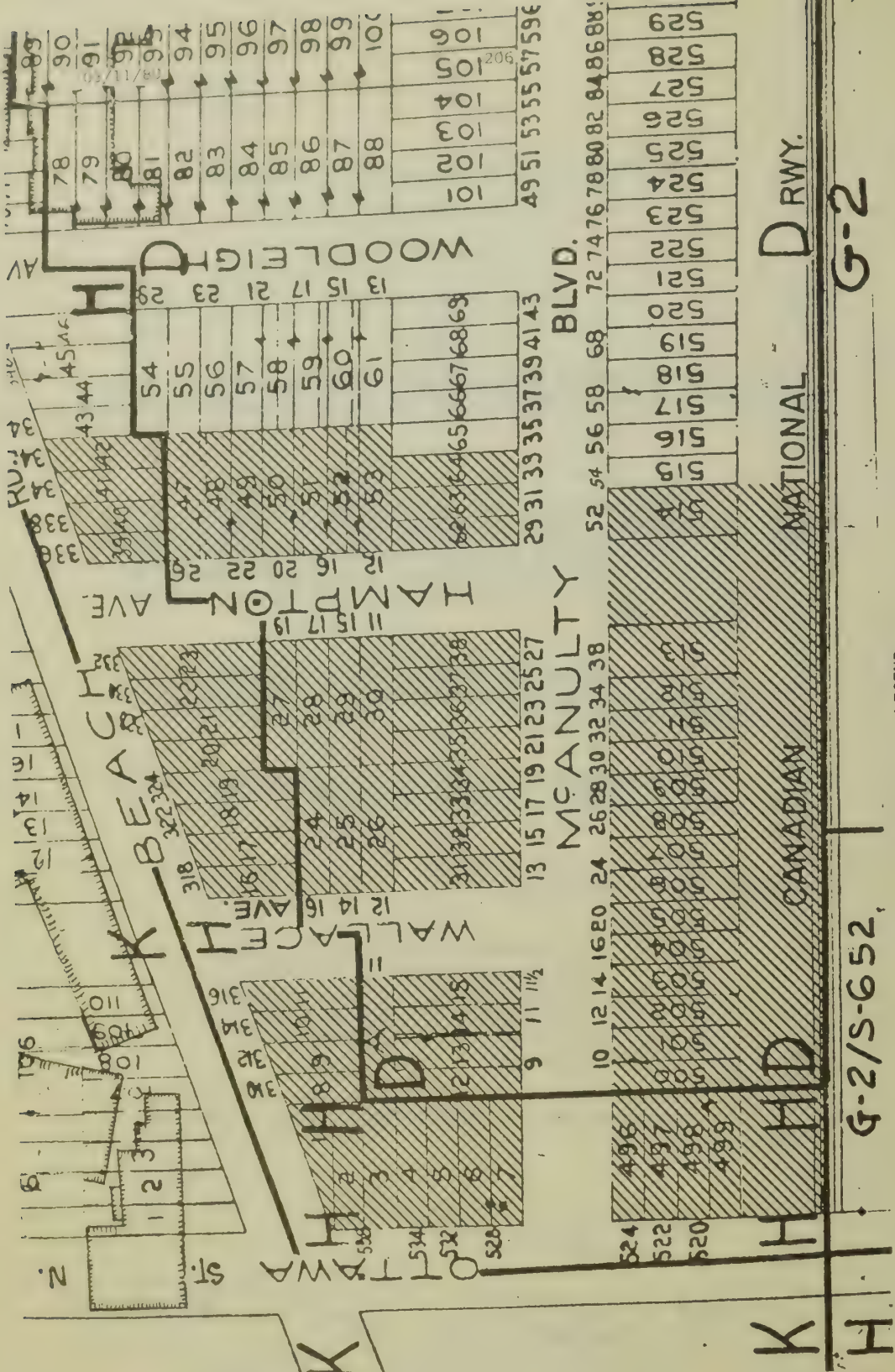
PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor

(1979) 27 R.P.D.C. 7, August 28
City Initiative 79-S





LEGEND

Lands on part of sheet No. E-52 of the zoning district maps forming part of By-law 6593 designated as an area of Site Plan Control pursuant to Section 35a of The Planning Act. Appendix 6 to By-law No. 79-275.

G-2

G-2/S-652

Bill No. 70

This is Schedule "A" to By-law No. 80-71, passed on the 11th day of March, 1980.

John A. Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
John A. Macdonald
Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 72

TO WIDEN CENTENNIAL PARKWAY, BOTH SIDES,
BARTON STREET TO QUEENSTON ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Centennial Parkway by incorporating within its limits the lands described in Schedule "A" hereto.

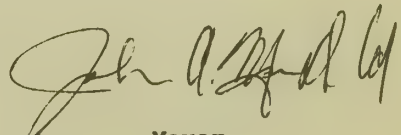
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

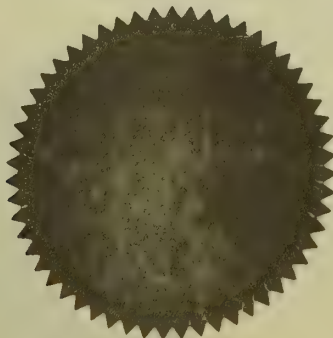
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Centennial Parkway.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

Description for By-Law to widen Centennial
Parkway, both sides, Barton Street to Queenston Road

First:

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton Wentworth, in the Province of Ontario and being composed of part of Block 'F' according to Barlake Estates (Phase 2) filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-73 and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the said Land Registry Office on May 30th, 1978 as Plan 62R-4203.

Secondly:

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton Wentworth, in the Province of Ontario and being composed of part of Lot 26, Concession 2 Township of Saltfleet and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth, on June 6th, 1978 as Plan 62R-4215.

Thirdly:

All and singular those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton Wentworth, in the Province of Ontario and being composed of parts of Lot 27, Concession 2 Township of Saltfleet and which said parcels may be more particularly described as all of Parts 3 & 4 and the most easterly 10 feet of that portion of Part 5 which fronts on Centennial Parkway, all according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth as Plan 62R-3462.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 73

TO WIDEN CENTENNIAL PARKWAY,
WEST SIDE, SOUTH OF KING STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

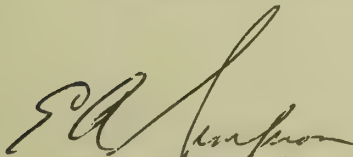
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Centennial Parkway by incorporating within its limits the lands described in Schedule "A" hereto.

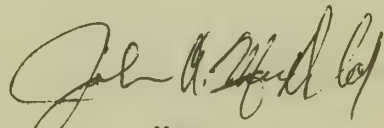
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

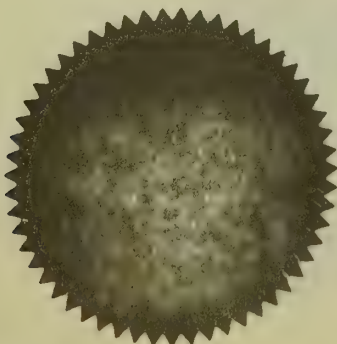
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Centennial Parkway.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 27, Concession 4, Township of Saltfleet and which said parcel is more particularly described as all of Part 2 according to a Reference Plan filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth on March 29th, 1979 as Plan 62R-4724.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 74

TO WIDEN QUIGLEY ROAD, EAST SIDE,
NORTH OF PINARD STREET AND SOUTH OF T.H. & B. RAILWAY

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Quigley Road by incorporating within its limits the lands described in Schedule "A" hereto.

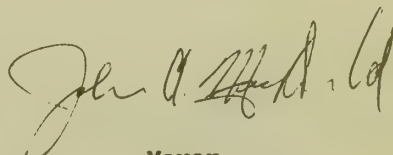
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Quigley Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of parts of Lot 29, Concession 4, Township of Saltfleet and which said parcels may be more particularly described as all of Part 3 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on August 15th, 1974 as Plan 62R-1882, all of Part 2 according to a Reference Plan received and deposited in the said Land Registry Office on April 1st, 1975 as Plan 62R-2270 and all of Part 1 according to a Reference Plan received and deposited in the said Land Registry Office on September 21st, 1978 as Plan 62R-4414.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 75

TO WIDEN CAROLINE STREET,
EAST SIDE, SOUTH OF MARKET STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Caroline Street by incorporating within its limits the lands described in Schedule "A" hereto.

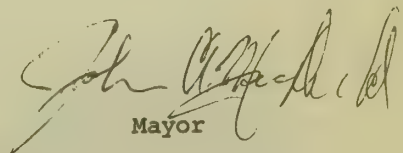
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Caroline Street.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 14, according to Sir A. N. MacNab Survey (un-registered) in the block bounded by Market, Bay, King and Caroline Streets and which said parcel may be more particularly described as all of Part 2 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on September 15th, 1977 as Plan 62R-3783.

The Corporation of the City of Hamilton

BY-LAW NO. 80-76

To Amend:

Destruction of Records By-law No. 68-152

Respecting:

CITY ENGINEERING DEPARTMENT RECORDS

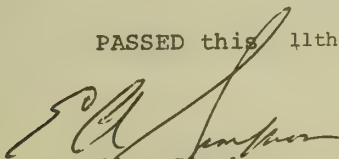
WHEREAS By-law No. 68-152, passed on the 14th day of May, 1968, was enacted in accordance with section 248b of The Municipal Act, R.S.O. 1960, now section 249 of The Municipal Act, R.S.O. 1970, Chapter 284, authorizing the destruction of documents;

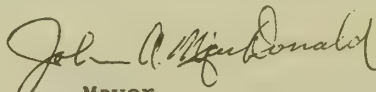
AND WHEREAS it is intended to amend By-law No. 68-152 with respect to certain records of the City Engineering Department.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 68-152, as amended by section 1 of By-laws Nos. 68-284, 74-10, 74-122, 78-233 and 79-61, is further amended by inserting after "12" in the fourth line "13".
2. By-law No. 68-152 is amended by adding schedule 13 thereto, which is annexed to this by-law as schedule 13.
3. This by-law comes into force on the day it receives approval by the auditor of The Corporation of the City of Hamilton.

PASSED this 11th day of March A.D. 1980.

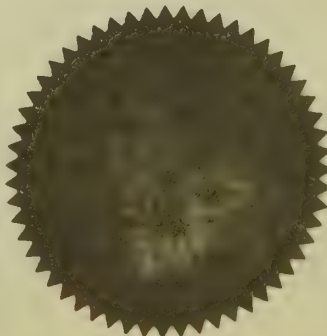

City Clerk


Mayor

(1980) 3 R.T.E.C. 10, February 26

Approved by MacGillivray & Co.,
the Auditors of The Corporation
of the City of Hamilton, Municipal
Licence No. 4562.

DATED at the City of Hamilton,
this day of , 1980



SCHEDULE 13

to

By-law No. 80-76

CITY ENGINEERING DEPARTMENT RECORDS

<u>Description of Records</u>	<u>Period of Retention</u>
General Correspondence	7 years
Street and Alley Closing	10 years after date of closing
Invoices	2 years
Time Sheets	2 years
Payment Certificates	5 years
Contracts and Drawings	5 years after completion
Inspector Reports	5 years after completion
Pay Registers	1 year
Traffic and Engineering Reports	7 years - provided they are microfilmed
Works Committee Reports and Minutes	7 years - provided they are microfilmed

The Corporation of the City of Hamilton

BY-LAW NO. 80-77

To Authorize:

DEMOLITION AND CLEARING OF REAR ACCESSORY BUILDING, STRUCTURES,
DEBRIS OR REFUSE AT MUNICIPAL NO. 84 EMERALD STREET NORTH

WHEREAS a Notice dated the 26th day of October, 1979 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 30th day of November, 1979 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with section 21 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

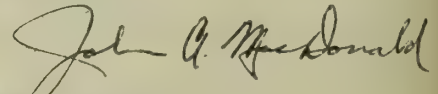
AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

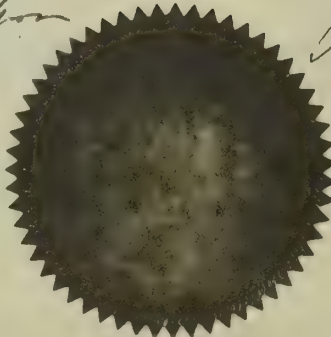
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor



(1980) 9 R.P.D.C. 1(b), March 11

SCHEDULE "A"

To

BY-LAW NO. 80-77

Municipal Address: 84 Emerald Street North,
Hamilton, Ontario

All and Singular the certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the RMH of Wentworth, and being composed of part of Lot Number Seven (7) on the north east corner of Emerald and Wilson Streets in Tisdale's Survey which may be more particularly described as follows: COMMENCING at the south westerly angle of said lot; THENCE northerly along the easterly limit of Emerald Street twenty-one feet six inches; THENCE east parallel to Wilson Street to rear of said lot; THENCE southerly along the rear of the said lot twenty-one feet six inches more or less to the northerly limit of Wilson Street; THENCE westerly along the northerly limit of Wilson Street to the place of beginning.

The Corporation of the City of Hamilton

BY-LAW NO. 80- 78

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 127 WEST AVENUE NORTH

WHEREAS a Notice, dated the 19th day of October, 1979 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 21st day of November, 1979 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with section 21 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

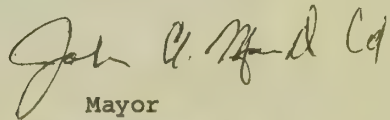
AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

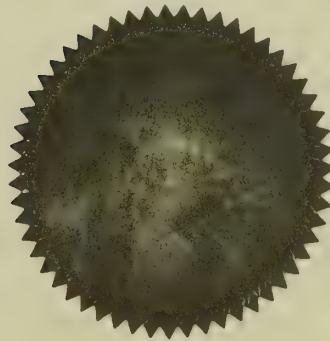
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor



(1980) 9 R.P.D.C. 1(c), March 11

SCHEDULE "A"

To

BY-LAW NO. 80-78

Municipal Address: 127 West Avenue North,
Hamilton, Ontario.

ALL and Singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, formerly County of Wentworth, and being composed of Part Lot Number Forty-seven (47) on the West side of West Avenue in the Survey of Lots made for the late Hugh B. Wilson Plan 223 and more particularly described as follows, that is to say:

COMMENCING at the North-east angle of Lot Number Forty-seven (47) THENCE Southerly along the Westerly limit of West Avenue, Twenty-four Feet (24') to a point, said point being at the distance of Twenty-six Feet (26') measured Northerly from the South-east angle of said Lot Number Forty-seven (47);

THENCE westerly parallel to Evans Street Thirty-six Feet (36') to a point;

THENCE Southerly parallel to West Avenue, Six Inches (6") to a point;

THENCE Westerly parallel to Evans Street Eighty-five Feet Six Inches (85'6") to the Easterly limit of a lane in the rear of said Lot;

THENCE Northerly along the said Easterly limit of said lane, Twenty-four Feet, six inches (24'6") to the Northerly limit of Lot Number Forty-seven;

THENCE Easterly along the Northerly limit of said Lot to the place of beginning.

SUBJECT to the right to the owners of the lands immediately adjoining on the South to have the eaves of the house erected thereon project a distance not exceeding One Foot (1') over the Northerly portion of the said lot.

The Corporation of the City of Hamilton

BY-LAW NO. 80-79

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 129 WEST AVENUE NORTH

WHEREAS a Notice dated the 15th day of December, 1978 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 25th day of October, 1979 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with section 21 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

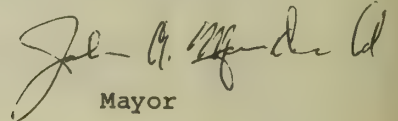
AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor

(1980) 9 R.P.D.C. 1(d), March 11



SCHEDULE "A"

To

BY-LAW NO. 80-79

Municipal Address: 129 West Avenue North,
Hamilton, Ontario.

All and singular the certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, (formerly County of Wentworth) and being composed of the south half of Lot number Forty-six (46) on the west side of West Avenue North, in Hugh B. Wilson's Survey, on the north side of King Street, in the said City of Hamilton.

The Corporation of the City of Hamilton

BY-LAW NO. 80-80

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 101 SUSSEX STREET

WHEREAS a Notice dated the 20th day of October, 1978 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 7th day of February, 1979 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorate condition;

AND WHEREAS in accordance with section 21 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with

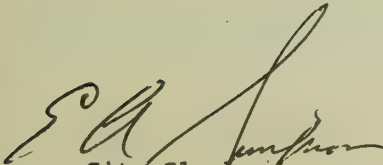
AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

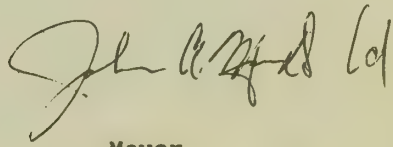
AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor



(1980) 9 R.P.D.C. 1(a), March 11

SCHEDULE "A"

To By-law No. 80-80

Municipal Address: 101 Sussex Street,
Hamilton, Ontario.

All and Singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton Wentworth and being composed of Lot Thirteen (13) according to the plan of Bessey's Orchard registered in the Registry Office for the Registry Division of Wentworth as No. 508.

The Corporation of the City of Hamilton

BY-LAW NO. 80-81

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE NORTH SIDE OF YORK BOULEVARD,
ABUTTING THE WESTERLY BOUNDARY OF LAND AT THE
NORTH-WEST CORNER OF YORK BOULEVARD AND QUEEN STREET NORTH

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-12 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "A" (Conservation, Open Space, Park and Recreation) district to "H" (Community Shopping and Commercial, etc.) district, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" District provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. The land shall not be used for any other purpose than a commercial purpose in conjunction with the land shown on schedule "A" as Block 2.
2. Paragraphs 2, 3, 4, 6, 7, 8, 9, 10, 11 and 12 of section 7 of By-law No. 76-233, passed on July 27, 1976, as amended by By-laws Nos. 77-046 and 80-009, shall apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.

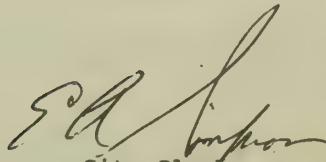
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-481b".

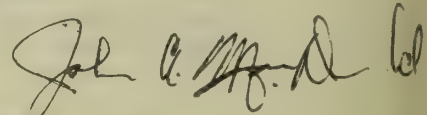
5. Sheet No. W-12 of the District Maps is amended by marking the land referred to in section 2 of this by-law, "S-481b".

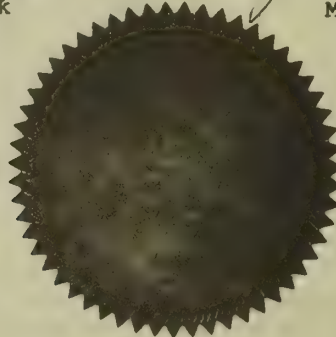
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

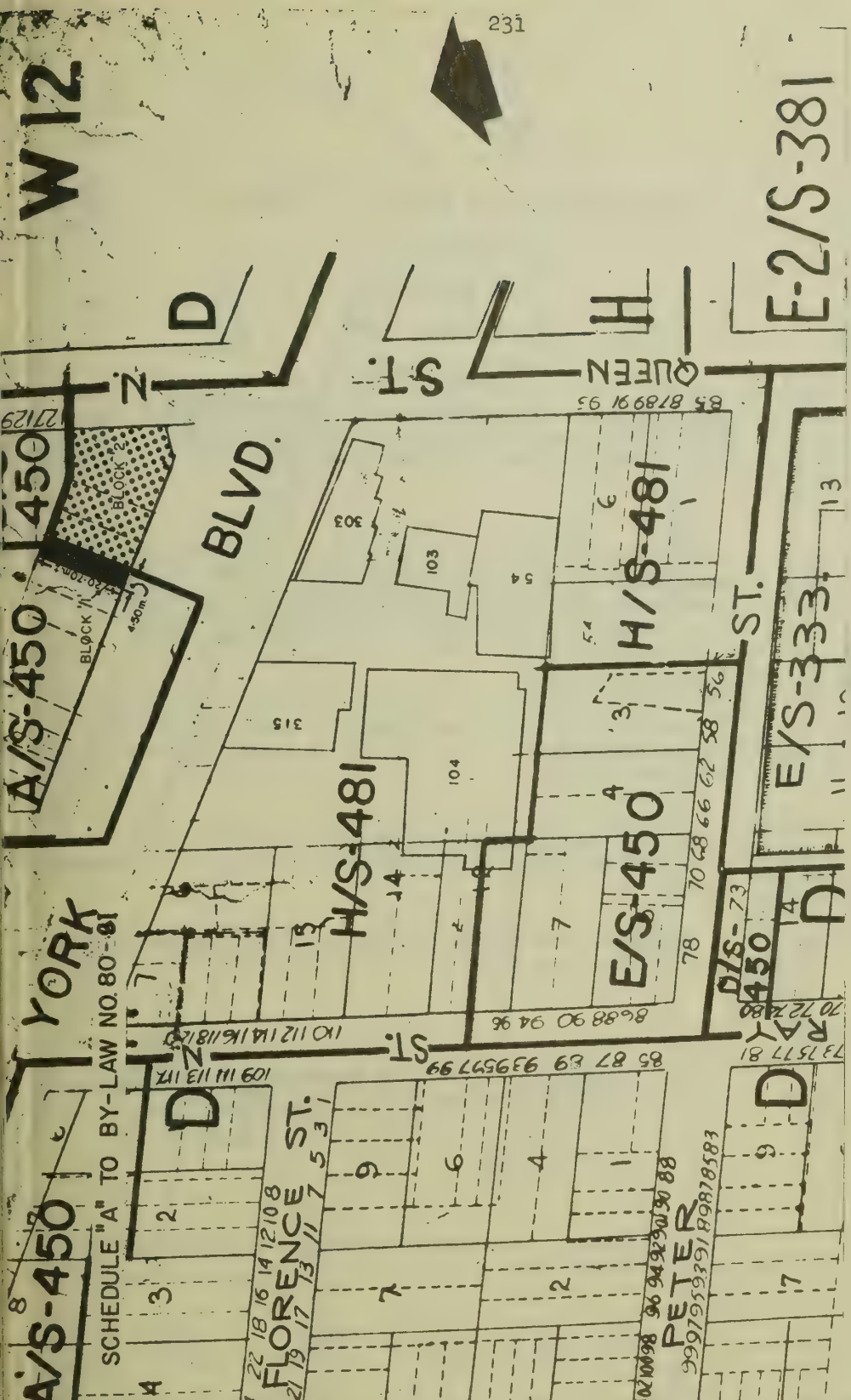
PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor



(1980) 8 R.P.D.C. 2, February 26
City Initiative 80-C



Lands on Part of Sheet No. W-12 of The Zoning District Maps to be re-zoned from "A" (Conservation, Open Space, Park and Recreation) District to "H" (Community Shopping and Commercial, etc.) District.

Lands to be regulated by By-law No. 80-81.

LEGEND



Bill No. 81

This is Schedule "A" to By-law No. 80-81 passed the 11th day of March, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

John A. MacDonald
Mayor

[Signature]
City Clerk

03/11/80

232

The Corporation of the City of Hamilton

BY-LAW NO. 80-82

To Establish:

Site Plan Control

Respecting:

LAND LOCATED ON THE NORTH SIDE OF YORK BOULEVARD
ABUTTING THE WESTERLY BOUNDARY OF LAND AT THE
NORTH-WEST CORNER OF YORK BOULEVARD AND QUEEN STREET NORTH

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

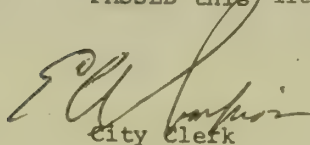
AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

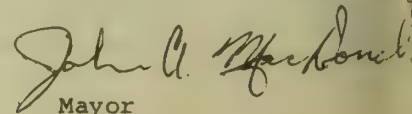
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:
 7. Land located on the north side of York Boulevard, abutting the westerly boundary of land at the north-west corner of York Boulevard and Queen Street North, shown on Appendix 7 hereto annexed and forming part of this by-law.
2. Schedule "A" is annexed hereto and forms part of this by-law.

PASSED this 11th day of March

A.D. 1980.


City Clerk


Mayor

(1980) 8 R.P.D.C. 2, February 26
City Initiative 80-C

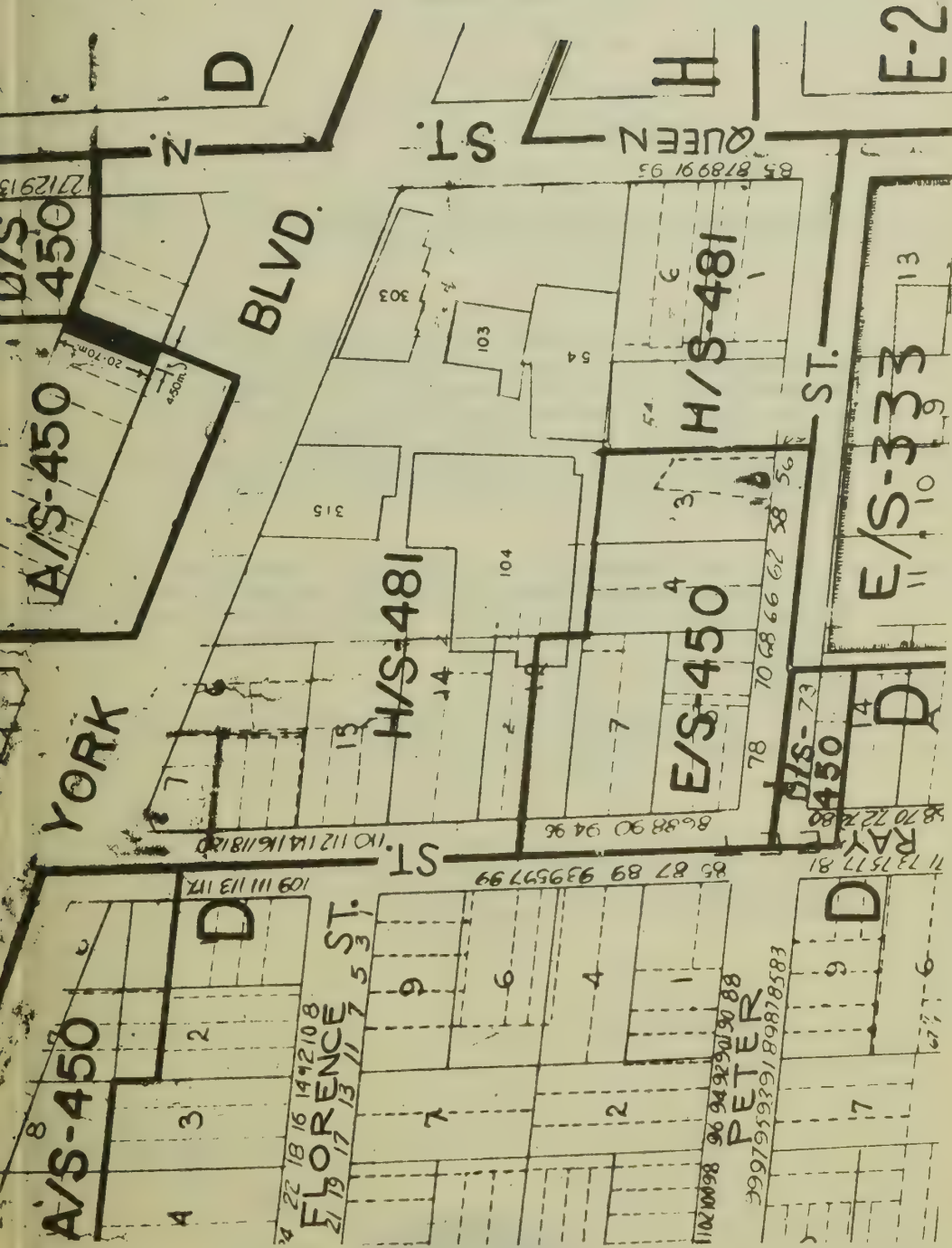


W12

233

03/11/80

E-2/S-381



LEGEND

Lands on Part of Sheet No. W-12 of The Zoning District Maps forming part of By-law 6593 designated as an area of site plan control pursuant to Section 35a of The Planning Act. Appendix 7 to By-law No. 79-275.

Bill No. 82

This is Schedule "A" to By-law No. 80-82 passed the 11th day of March 1980.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk
City Clerk

John A. MacDonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-⁸³

To Amend:

Zoning By-law No. 75-61

As Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 227 JAMES STREET NORTH
AND 92 JOHN STREET NORTH

WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the set back of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

AND WHEREAS it is desirable to exempt the properties located at Nos. 227 James Street North and 92 John Street North in order to permit the installation of signs on the proposed future road allowance as determined by the said by-laws.

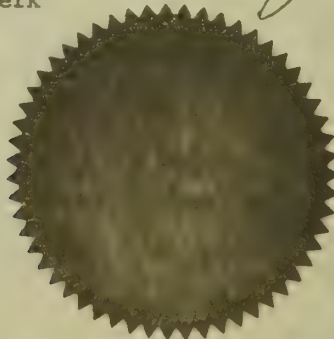
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of signs accessory to the lands located at Nos. 227 James Street North and 92 John Street North.

PASSED this 11th day of March A.D. 1980.

Ed. Thompson
City Clerk

John L. MacDonald
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80-84

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 2289 BARTON STREET EAST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "JJ" (Restricted Light Industrial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. In addition to the uses permitted in section 16A of By-law No. 6593, and in section 1 of By-law No. 76-68, passed on the 9th day of March, 1976,

- (a) a rifle range;
- (b) an archery range; and
- (c) a theatre with accessory storage and office space,

shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "JJ" District provisions subject to the special requirement referred to in section 1.

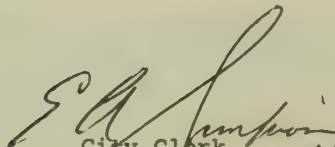
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-449a".

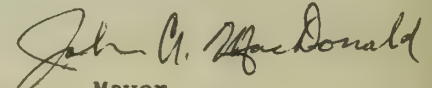
4. Sheet No. E-103 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-449a".

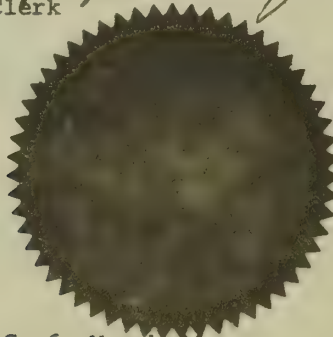
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

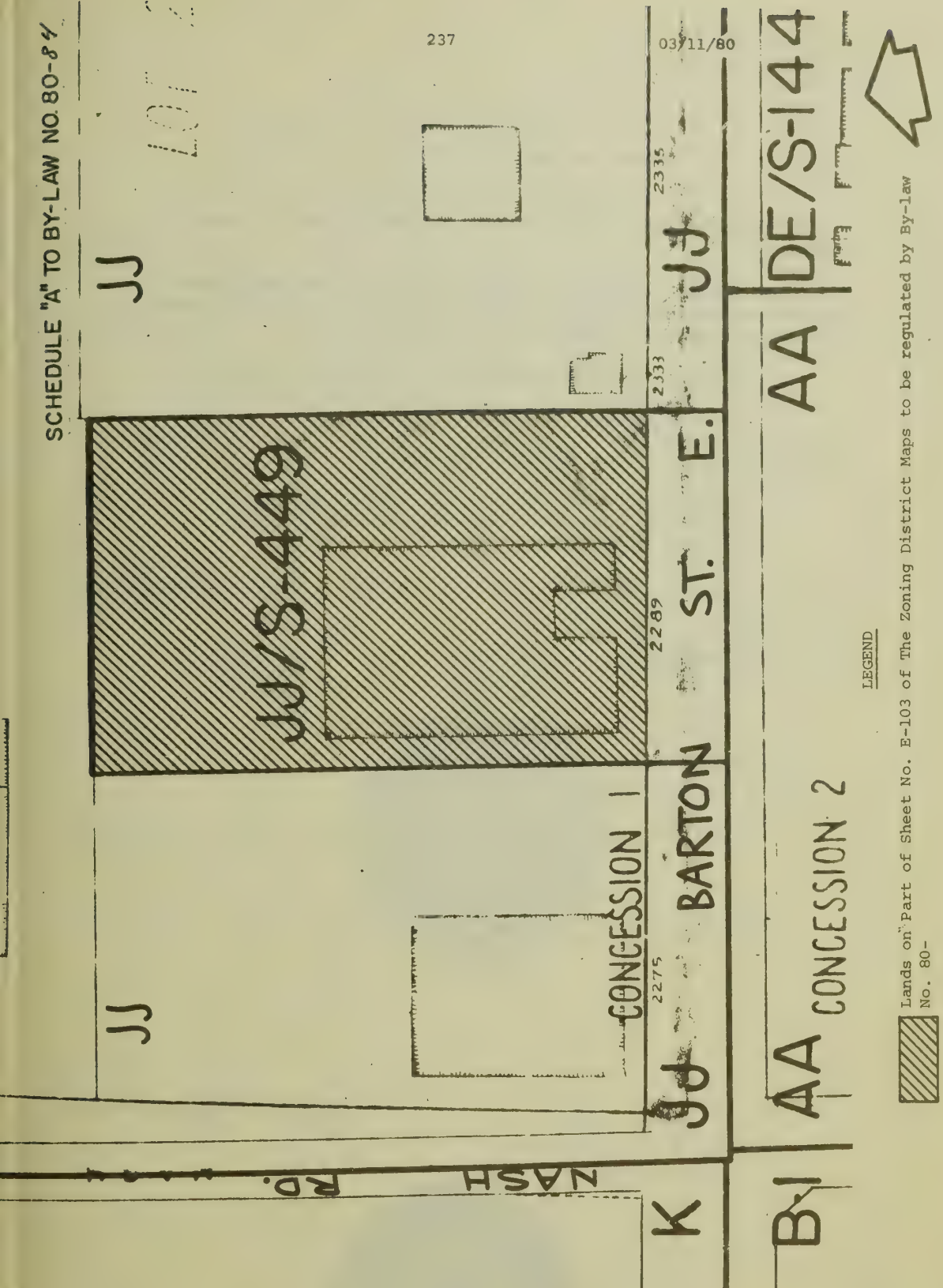
PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor



(1980) 10 R.P.D.C. 6, March 11
373272 Ontario Limited, (Pavilion 3), Owner
Z.A. 80-21



This is Schedule "A" to By-law No. 80-84 passed the 11th day of March 1980.

SA Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. MacDonald
Mayor

03/11/80

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BY-LAW NO. 80 - 85

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 9 (Through Highways) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by deleting therefrom the following item, namely:-

"Locke Street, from the southerly limit of York Blvd., to the northerly limit of Aberdeen Avenue, except at the intersections of King and Main Streets."

and by adding thereto the following item, namely:-

"Locke Street, from the southerly limit of King Street to the northerly limit of Aberdeen Avenue, except at the intersection of Main Street."

2. That Schedule 10 (Stops at Intersections) be amended by adding thereto the following items, namely:-

"Morden	Westbound	Locke
Napier	Westbound	Locke
Peter	Westbound	Locke
Florence	Eastbound and Westbound	Locke".

3. That Schedule 15 (Designated Traffic Lanes) be amended by deleting therefrom the following item, namely:-

"Herkimer	100 ft. west of	2nd lane	Anytime	Easterly to
	Queen and Queen	from south		southerly".
		curb		

PASSED this 11th day of March, A.D. 1980.

E.A. Simpson
City Clerk

John A. MacDonald
Mayor



BY-LAW NO. 80 - 86

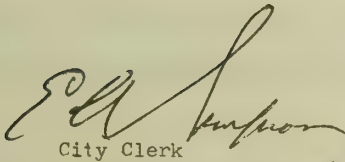
To Amend By-law No. 66-100 To Regulate Traffic

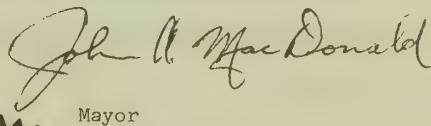
The Council of The Corporation of the City of Hamilton enacts as follows:-

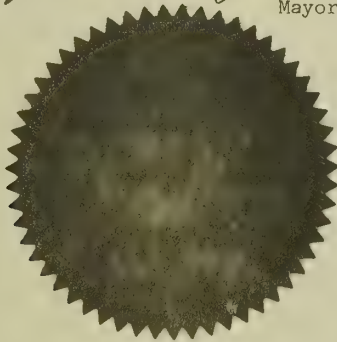
1. Schedule 26 (No Parking Areas) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by adding to Section A (No Parking Anytime) the following item, namely:-

"Norfolk West Main to 66 ft. south".

PASSED this 11th day of March , A.D. 1980.


City Clerk


Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 87

TO EXTEND SUMMERLEA DRIVE
BY INCORPORATING 1' RESERVES,
BLOCK "A" PLAN M-271 & BLOCK "A" PLAN M-272

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

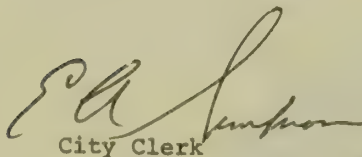
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Summerlea Drive by incorporating within its limits the lands described in Schedule "A" hereto.

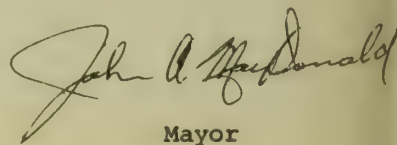
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

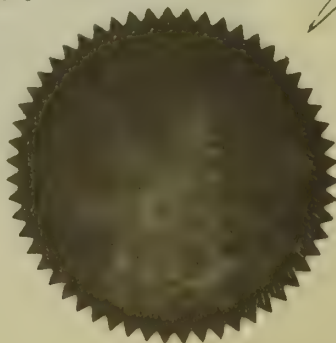
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Summerlea Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 11th day of March A.D. 1980.


City Clerk

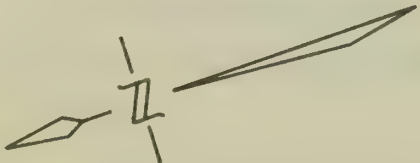

Mayor



SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block "A" according to Summerlea Gardens filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-271 and all of Block "A" according to Summerlea Survey filed in the Land Titles Division of the said Land Registry Office as Plan M-272.

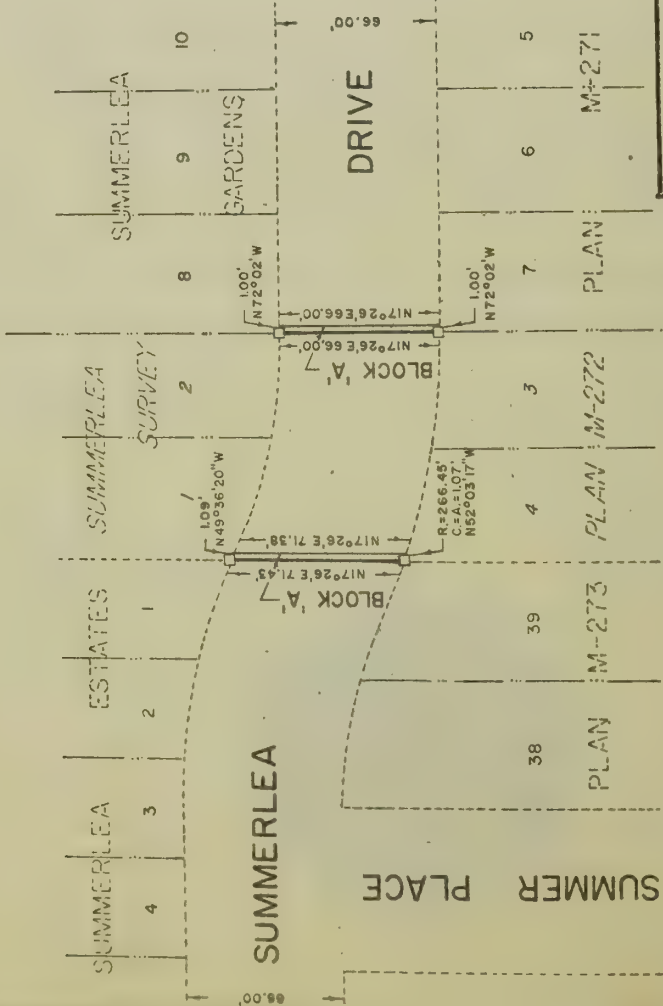
The above described parcel being shown in heavy outline on Plan N.S. 2330 Surveys, hereto attached.



SKETCH TO ILLUSTRATE DESCRIPTION OF

BLOCK 'A' I-RESERVE
SUMMERLEA GARDENS PLAN M-271
BLOCK 'A' I-RESERVE
SUMMERLEA SURVEY PLAN M-272

IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE: 1"=60'



NOTE

BEARINGS SHOWN HEREON ARE ASTRONOMICAL AND ARE REFERRED TO PLAN M-271.

CITY OF HAMILTON			
DEPARTMENT OF ENGINEERING - LAND SURVEYS			
SUMMERLEA DRIVE - INCORPORATING BLOCKS 'A' I-RESERVE INTO THE STREET.			
SURVEY BY	COMP	FILE NO.	839-0001
DRAWN BY	RICK	REF. DWG'S	P-1150, 1173, 1148
DATE		NOVEMBER 1979	
CHECKED BY		H.S.	
CITY SURVEYOR		S. S. S. S.	
APPROVED		PLAN No. NS-2330 SURVEYS	

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 88

TO EXTEND GATINEAU DRIVE
BY INCORPORATING A 1' RESERVE 'D'
REGISTERED PLAN NO. 1334

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway

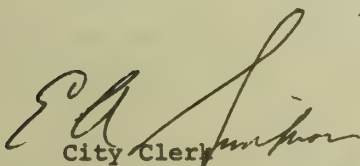
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Gatineau Drive by incorporating within its limits the lands described in Schedule "A" hereto.

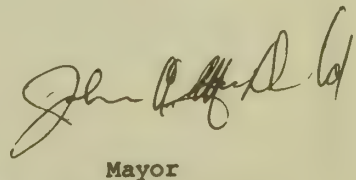
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

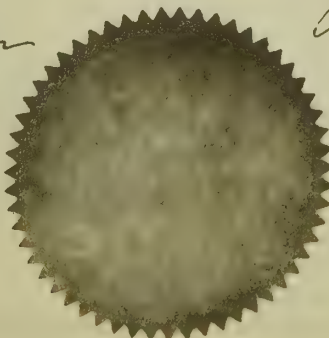
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Gatineau Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 11th day of March A.D. 1980.


City Clerk


Mayor



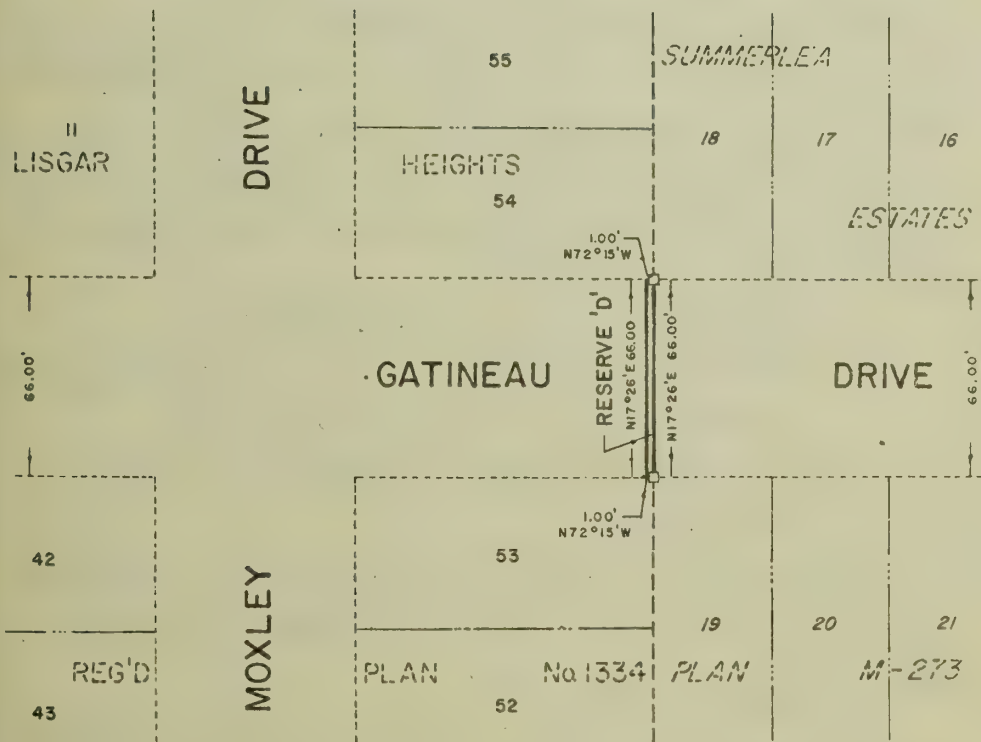
SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Reserve 'D' according to Lisgar Heights registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1334.

The above described parcel being shown in heavy outline on Plan N.S. 2331 Surveys hereto attached.



SKETCH TO ILLUSTRATE DESCRIPTION OF
RESERVE 'D'-I' RESERVE
LISGAR HEIGHTS
REG'D PLAN No. 1334
IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE: 1" = 50'



NOTE

BEARINGS SHOWN HEREON ARE ASTRONOMIC AND ARE REFERRED TO PLAN M-273.

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

GATINEAU DRIVE - INCORPORATING RESERVE 'D'-I' RESERVE INTO THE STREET.

SURVEY BY	COMP.	FIELD BOOK	FILE No. 839-0001	DATE NOVEMBER 1979.
DRAWN BY	RICK	REF. DWG'S P-1148, L-132	CHECKED BY H.S.	

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.L.S.

PLAN No. NS-2331 SURVEYS

The Corporation of the City of Hamilton

BY-LAW NO. 80-89

TO EXPROPRIATE LANDS

TO ESTABLISH A MUNICIPAL PARK

WHEREAS Section 22, subsection 2, of The Planning Act, R.S.O. 1970, Chapter 345, as amended, provides that a municipality that has an official plan may pass by-laws with the approval of the Minister to designate areas of the municipality within such official plan as redevelopment areas;

AND WHEREAS The Corporation of the City of Hamilton has an official plan and did with the approval of the Minister, on January 17, 1967 enact by-law #67-33 designating an area of the municipality as the York Street Redevelopment Area;

AND WHEREAS the lands described in Schedule "A" below are wholly situate within the said Redevelopment Area;

AND WHEREAS subsection 3 of the said Section 22 provides that a municipality which has so designated a redevelopment area may, with the approval of the Minister, -

- (a) acquire land within the redevelopment area;
- (b) hold land acquired before or after the passing of the by-law within the redevelopment area; and
- (c) clear, grade or otherwise prepare the land for redevelopment.

AND WHEREAS on July 30, 1979 the Minister did approve the acquisition of the lands described in Schedule "A" below for redevelopment as a park;

AND WHEREAS The Corporation of the City of Hamilton has by by-law #67-298 passed on October 18, 1967 adopted a redevelopment plan for the said York Street Redevelopment Area pursuant to and in accordance with Section 22(5) of the said Planning Act;

AND WHEREAS the lands described in Schedule "A" below are designated in the said redevelopment plan as amended as a neighbourhood park;

AND WHEREAS Section 336 of The Municipal Act, R.S.O. 1970, Chapter 284 states that the Council of a municipality may pass by-laws for acquiring or expropriating any land required for the purposes of the Corporation;

AND WHEREAS on August 28 and on September 25, 1979 pursuant to The Expropriations Act, R.S.O. 1970, Chapter 154, The Corporation of the City of Hamilton, as expropriating authority, did authorize application to the Council of The Corporation of the City of Hamilton, as approving authority, for approval of the expropriation of the lands described in Schedule "A" below for the purpose of redevelopment as a park;

AND WHEREAS Notices of the said application as required under The Expropriations Act have been duly served upon those entitled;

AND WHEREAS The Corporation of the City of Hamilton as expropriating authority, did publish Notice of the said application in the Spectator, a newspaper having general circulation in the City of Hamilton in accordance with the said Expropriations Act;

AND WHEREAS pursuant to the said Expropriations Act, an inquiry hearing to determine if the proposed expropriation was fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority was requested by owners of part of the lands set out below in Schedule "A";

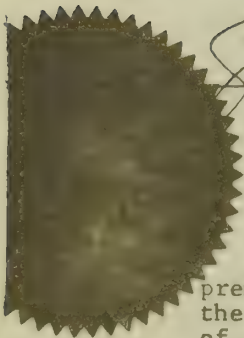
AND WHEREAS the inquiry was held on February 14 and 15, 1980 and the Inquiry Officer's Report was received on March 5, 1980 in which he stated in his opinion that the proposed expropriation was fair, sound and reasonably necessary in the achievement of the expropriating authority;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows: -

1. As approving authority under the said Expropriations Act, the application for the approval to expropriate the lands described in Schedule "A" below for redevelopment as a park made by The Corporation of the City of Hamilton, as expropriating authority, be and is hereby granted for the reasons set out below in Schedule "B".

2. As expropriating authority under the said Expropriations Act, The Corporation of the City of Hamilton hereby expropriates the lands described in the said Schedule "A" below for redevelopment as a park.
3. That the City Clerk and the proper officers of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this by-law and this authority shall include the taking of all necessary proceedings to enter and take possession of the lands herein expropriated.

PASSED this 11th day of March A.D., 1980.



John A. MacDonald
Mayer

EA Simpson
City Clerk

SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and more particularly described as follows:

FIRSTLY: All of Lots 8 and 9 and part of Lots 10 and 11 in the Block lettered "D", according to Rymal, Bamberger and McElroy Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 119 and designated as Parts 1 and 2 on a reference plan received and deposited in the said Land Registry Office on August 20th, 1979 as Plan 62R-4959;

SECONDLY: All of Lots 6, 7 and 8 and part of Lots 14, 15 and 16 in the Block lettered "B", according to Rymal, Bamberger and McElroy Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 119 and designated as Parts 1 and 2 on a reference plan received and deposited in the said Land Registry Office on August 9th, 1979, as Plan 62R-4947; and, without limiting the generality of the foregoing, also, the right-of-way over the said Part 2 on Plan 62R-4947 (which Part 2 is composed of portions of Lots 15 and 16 on the said registered Plan 119) pursuant to Instrument No. 235541 N.S. registered in the said Land Registry Office;

THIRDLY: All of Lots 1 and 5 and part of Lots 2 and 6 according to Peter Grant Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 95 and designated as Parts 1, 2, 4 and 6 on a reference plan received and deposited in the said Land Registry Office as Plan 62R-4965;

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FOURTHLY: All of Lots 9, 10, 11, 14, 15, 16 and 17 and part of Lots 1, 2, 3, 4, 5, 6, 8, 12, and 13 according to W. J. Moore Survey, registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 98 and designated as Parts 1 and 2 on a reference plan received and deposited in the said Land Registry Office as Plan 62R-4946 together with the right-of-way set out in Instrument No. 25156 N.S. registered in the said Registry Office between a portion of the said Part 2 and Cannon Street over portions of Lots 3, 2 and 1 according to the said W. J. Moore Survey designated as Parts 3 and 4 on the said Reference Plan 62R-4946;

FIFTHLY: All of Lots 7 and 8 and part of Lots 6, 15 and 16 in the Block lettered "C" according to Rymal, Bamberger and McElroy Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 119 and designated as Parts 1, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21 on a reference plan received and deposited in the said Land Registry Office on August 30, 1979 as Plan 62R-4982.

SCHEDULE "B"

(a) The primary objective of the City in this proposed expropriation is to acquire lands for a park that will be an integral part of the York Street Redevelopment Plan. Further, the site selected and proposed to be expropriated is reasonably central to serve the Central Neighbourhood to meet the accepted standards of park planners. The proposed expropriation also meets the secondary objective, namely the removal of objectionable uses such as scrap and auto wrecking yards.

(b) Alternative sites for the park have been examined and rejected in the preparation of the York Street Redevelopment Plan and in the preparation of the Neighbourhood Plan for Central Neighbourhood. In particular, the Greening Wire Plant site is rejected on the grounds that it does not meet the accepted standards for a neighbourhood park. The said plant site is peripheral and not centrally located in the Central Neighbourhood and also is surrounded on four sides by high traffic density roadways presenting serious access safety problems for young and elderly pedestrians.

(c) The quantity of lands to be expropriated for the park is not excessive. The original concept for the park involved approximately 14 acres. The proposed park would be approximately 6.8 acres calculated to meet the present need of 6.4 acres and a projected need of an additional 16.1 acres to accommodate the forecast of an increased population over the next fifteen to twenty years.

(d) The land proposed to be expropriated will not sever existing land holdings but will follow property boundary lines.

(e) There has been public participation in the preparation of the redevelopment, neighbourhood and official plans in respect of the proposed park. Accordingly, prospective purchasers of lands in the proposed park area have been afforded notice of the City's intention for the park upon reasonable inquiry.

(f) The City's policy has been to acquire properties for the park as and when they become available on the open market. However, as funds are now available to assist in these acquisitions, the project is subject to time restraints imposed by the Community Services Contribution funding program and immediate acquisition of these lands is necessary.

The Corporation of The City of Hamilton

BY-LAW NO. 80-

To Amend:

The Redevelopment Plan for the Lloyd D. Jackson Square
by Addendum No. 9 dated February, 1980

WHEREAS pursuant to subsection 2 of section 22 of The Planning Act, R.S.O., 1970, Chapter 349, the Council of a municipality which has an Official Plan may, with the approval of the Minister, by By-law designate an area within the municipality as a redevelopment area;

AND WHEREAS The Corporation of the City of Hamilton does have an Official Plan;

AND WHEREAS on the 29th day of June, 1965, the Council of The Corporation of the City of Hamilton, with the approval of the Minister of Municipal Affairs by By-law No. 10781, did designate the area as therein described as a redevelopment area;

AND WHEREAS on the 22nd day of February, 1966, the Council of The Corporation of the City of Hamilton, with the approval of the Minister of Municipal Affairs, by By-law No. 66-76, varied the area designated by the said By-law No. 10781;

AND WHEREAS by subsection 5 of section 22 of The Planning Act, as it was prior to The Planning Amendment Act, 1973, the council of a municipality, with the approval of The Ontario Municipal Board, may by by-law adopt a redevelopment plan for the redevelopment area designated by a by-law approved and passed as aforesaid;

AND WHEREAS by subsection 7 of section 22 of The Planning Act, as it was prior to The Planning Amendment Act, 1973, the council of a municipality, with the approval of The Ontario Municipal Board, may, by by-law, amend a redevelopment plan for the redevelopment area designated by a by-law approved and passed as aforesaid;

AND WHEREAS by subsection 7 of section 22 of The Planning Act, as amended by subsection 1 of section 5 of The Planning Amendment Act, 1973, the council of a municipality, with the approval of the Minister of Housing, may, by by-law, amend a redevelopment plan for the area designated by a by-law approved and passed as aforesaid;

AND WHEREAS The Ontario Municipal Board by order dated June 27, 1969, approved the Redevelopment Plan entitled "Civic Square Urban Renewal Scheme, City of Hamilton: dated October, 1965 as amended by Addendum dated March 25, 1966, Addendum No. 2, dated November, 1966, and as further amended by Addendum No. 3, dated April, 1969;

AND WHEREAS on the 28th day of October, 1969, the Council of The Corporation of the City of Hamilton, by by-law No. 69-251, adopted the Redevelopment Plan as amended by Addenda No's 1, 2 and 3;

AND WHEREAS by Order dated October 7, 1970, The Ontario Municipal Board approved Addendum No. 4 dated August, 1970 being a further amendment to the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 13th day of October, 1970, the Council of The Corporation of the City of Hamilton, by By-law No. 70-302, did by Addendum No. 4, further amend the Redevelopment Plan amended as aforesaid;

AND WHEREAS by Order dated September 8, 1972, The Ontario Municipal Board approved Addendum No. 5 dated June, 1972 being a further amendment to the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 12th day of December, 1972, the Council of The Corporation of the City of Hamilton, by By-law No. 72-306 did, by Addendum No. 5, further amend the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 14th day of February, 1974, the Minister of Housing approved Addendum No. 6, dated July, 1973 being a further amendment to the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 19th day of March, 1974, the Council of The Corporation of the City of Hamilton, by By-law No. 74-48 did by Addendum No. 6, further amend the Redevelopment Plan amended as aforesaid;

AND WHEREAS by Order dated the 17th day of March, 1975, The Ontario Municipal Board approved Addendum No. 7 dated May, 1974 being a further amendment to the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 5th day of April, 1975, the Council

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of The Corporation of the City of Hamilton, by By-law 75-107 did by Addendum No. 7 further amend the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 15th day of February, 1977, the Minister of Housing approved Addendum No. 8 dated November, 1976, being a further amendment to the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 29th day of March, 1977 the Council of The Corporation of the City of Hamilton, by By-law 77-70 did by Addendum No. 8 further amend the Redevelopment Plan amended as aforesaid;

AND WHEREAS it is desirable to further amend the Redevelopment Plan as amended aforesaid;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Redevelopment Plan entitled "Civic Square Urban Renewal Scheme, City of Hamilton: dated October 1965 as prepared by Murray V. Jones and Associates Limited, in conjunction with the Urban Renewal Committee of the City of Hamilton, as amended by the Addendum dated March 25, 1966, by Addendum No. 2, dated November 1966, by Addendum No. 3, dated April 1969, by Addendum No. 4, dated August 1970, by Addendum No. 5, dated June 1972, by Addendum No. 6, dated July 1973, by Addendum No. 7, dated May 1974 and by Addendum No. 8, dated November 1976, is further amended by adding thereto Addendum No. 9, dated February 1980, hereto annexed as Schedule "A" and

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forming part of this by-law.

2. The Redevelopment Plan as amended, referred to in Section 1, is hereby adopted as the Redevelopment Plan for the Redevelopment Area designated by By-law No. 10781, passed on the 29th day of June, 1965, as amended by By-law No. 66-76, passed on the 22nd day of February, 1966.

READ A FIRST AND SECOND TIME on the 11th day of
March , 1980.

READ A THIRD TIME AND FINALLY PASSED on the
day of , 1980, the approval of the Minister of
Housing having been given on the day of
1980.

City Clerk

Mayor

BY-LAW NO. 80-90

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 11TH DAY OF MARCH, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law..

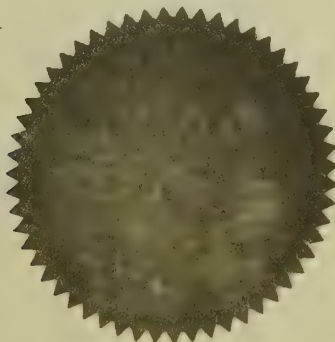
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 11th day of March A.D., 1980.

SA [Signature]
City Clerk

John A. MacDonald
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 091

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 35, 39, 41 and 43 DUKE STREET

.....	
.....	
VINCENFRING	
5	1980
REC'D	
	READ BY
	ANS. BY
	FILED BY

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "DE-3" (Multiple Dwellings) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. In addition to the uses permitted in section 10C(1) of By-law No. 6593,

- (a) offices located in either the basement or the first floor, but not in both; and

- (b) subject to The Ontario Heritage Act, 1974 and any agreement thereunder respecting the appearance or construction of the facade, a non-illuminated fascia or wall sign not exceeding 0.2 square metres,

shall be permitted.

2. A landscaped area not less than 7.5 metres in depth shall be established and maintained adjacent to the rear of the existing building.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions subject to the special requirements referred to in section 1.

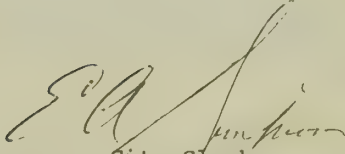
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-694".

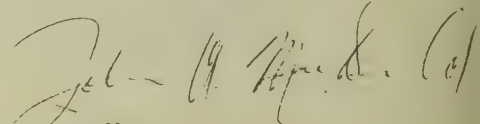
4. Sheet No. W-5 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-694".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of March A.D. 1980.


City Clerk


Mayor

(1980) 8 R.P.D.C. 1, February 26
City Initiative 79-AA



SCHEDULE "A" TO BY-LAW NO. 80-091

ST. ST.

DUKE STREET

ROBINSON STREET

PARK STREET

03/25/80

E-3

158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200

LEGEND

Bill No. 92

This is Schedule "A" to By-law No. 80-091 passed the 25th day of March, A.D. 1980.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

Lands on Part of Sheet No. W-5 of The Zoning District Maps to be regulated by By-law No. 80-091

LEGEND

The Corporation of the City of Hamilton

BY-LAW NO. 80- 092

To Amend:

Zoning By-law No. 6593

Respecting:

LAND BOUNDED BY KENILWORTH AVENUE, KIMBERLY DRIVE,
DUNKIRK DRIVE AND THE T.H. & B. RAILWAY

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-66 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "RT-10" (Townhouse) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 1; and
- (b) by changing from "RT-10" (Townhouse) district and "C" (Urban Protected Residential, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 2,

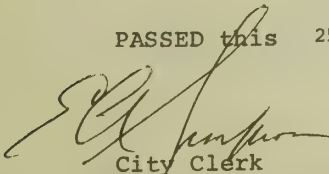
the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

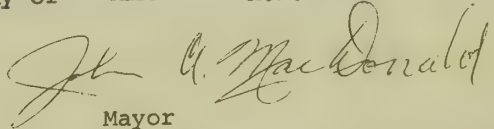
2. The "D" District provisions applicable to the land comprised in Block 2 are amended to the extent only of the following variances as special requirements:

- 1. Section 10(1)(iii) of By-law No. 6593 shall not apply.

2. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a side yard of a width of at least 1.2 metres shall be required for that side of a lot abutting the land comprised in Block 1.
3. Notwithstanding section 10(4)(i) of By-law No. 6593, a lot or tract of land for a single family dwelling shall have a width of at least 9.0 metres and an area of at least 278 square metres.
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land comprised in Block 2 be used, except in accordance with the "D" District provisions subject to the special requirements referred to in section 2.
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-691".
5. Sheet No. E-66 of the District Maps is amended by marking the land referred to in section 1(b) of this by-law, "S-691".
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of March A.D. 1980.


City Clerk

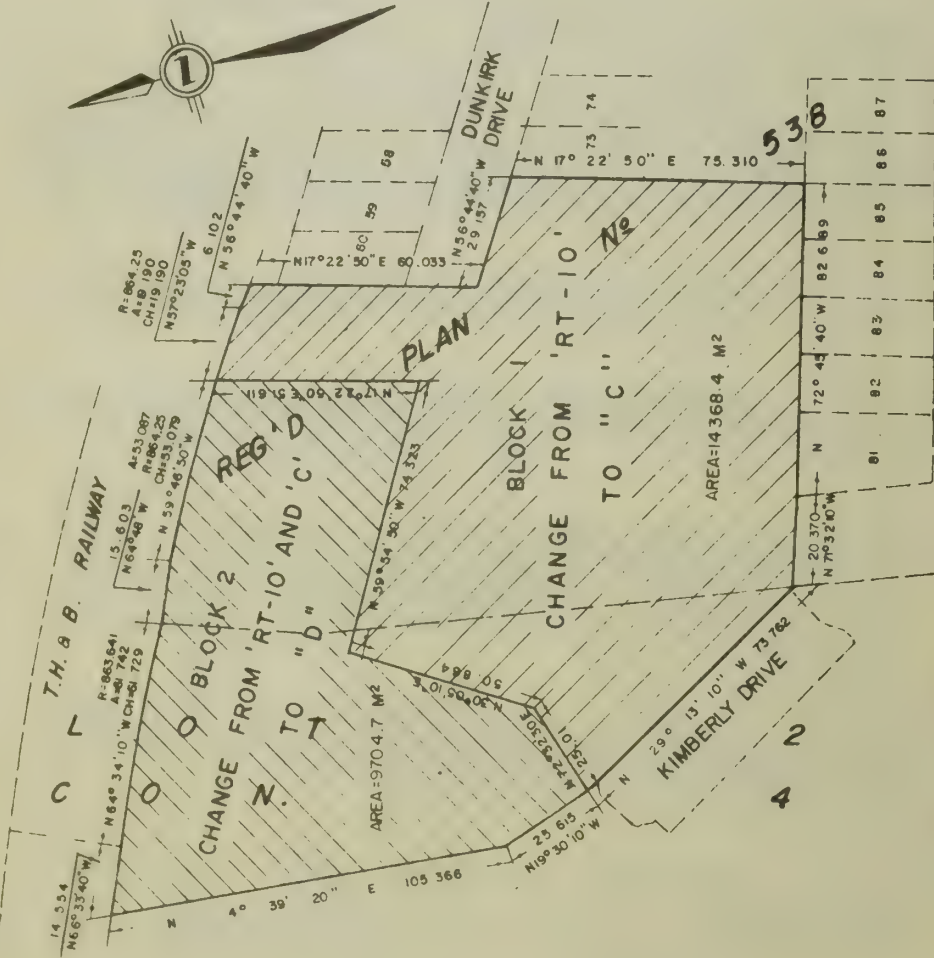

Mayor

(1980) 4 R.P.D.C. 2, January 29
Tyka Investments Limited, Owner
Z.A. 79-53



NOTE: SCHEDULE "A" TO BY-LAW N^o 80-092

ZONING PLAN
OF PROPOSED SUBDIVISION IN
ROSEDALE NEIGHBOURHOOD
PART OF
KIMBERLY DRIVE
AND PART OF
DUNKIRK DRIVE
AND ALL OF
LOTS 61-72 INCLUSIVE
AND PART OF **LOTS 77 & 78**
AND ALL OF **LOTS 79 & 80**
ROSEDALE SURVEY
REGISTERED PLAN No. 538
AND PART OF
LOT 2, CONCESSION 4
FORMERLY IN THE
TOWNSHIP OF BARTON
NOW IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF
HAMILTON - WENTWORTH
SCALE = 1 : 1500
A.T. McLAREN, O.L.S.-1980.



NOTE
MEASUREMENTS SHOWN ON THIS PLAN
ARE IN METRES AND MAY BE CONVERTED
TO FEET BY DIVIDING BY 0.3048.

FEB. 4, 1980
DATE

A.T. McLaren
A.T. McLAREN LIMITED
SURVEYORS AND ENGINEERS
25 HUGHSON ST. SOUTH, HAMILTON, ONT.
527.9559 527.0032

Bill No. 93

This is Schedule "A" to By-law No. 80-092 passed the 25th day of March, A.D. 1980

John A. McDonald
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. McDonald
Mayor

03/25/80

Bill No. 94

The Corporation of the City of Hamilton

BY-LAW NO. 80- 093

To Amend:

Licensing By-law No. 79-323

Respecting:

CARTAGE VEHICLES LICENCE FEES

WHEREAS By-law No. 79-323, passed on November 27, 1979, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS section 2(1;1a,10) of schedule 5 of By-law No. 79-323 requires owners and operators of cartage vehicles to take out a licence and for owners to pay a licence fee;

AND WHEREAS it is intended to clarify the provisions of schedule 5 to provide for the payment of the same licence fees by operators as are paid by owners.

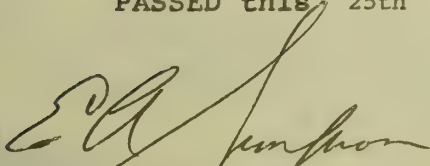
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

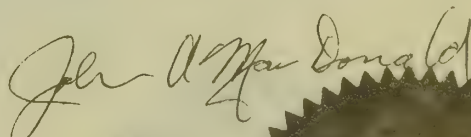
1. Paragraph 2 of section 10 of By-law No. 79-323 is amended by inserting after "owners" in the first line "and operators" so that the line shall read as follows:

2. For owners and operators of cartage vehicles,

PASSED this 25th day of March

A.D. 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 094

To Repeal:

By-law No. 78-298

To:

RE-APPLY PART LOT CONTROL TO PART OF
"BERRISFIELD MEADOWS TWO" REGISTERED PLAN OF SUBDIVISION

WHEREAS By-law No. 78-298, passed on the 28th day of November, 1978, removed certain lots in the "Berrisfield Meadows Two" Registered Plan of Subdivision from part lot control for the purpose of allowing registration of maintenance easements for zero lot line style homes;

AND WHEREAS all deeds subject to the maintenance easements have been registered so that it is appropriate to reimpose part lot control of the lands;

AND WHEREAS subsection 5 of section 29 of The Planning Act provides (inter alia) that By-law No. 78-298 may be repealed, and when the repealing by-law is registered in the proper registry or land titles office in accordance with subsection 10 of the said section, part lot control applies in accordance with subsection 4 of the said section.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

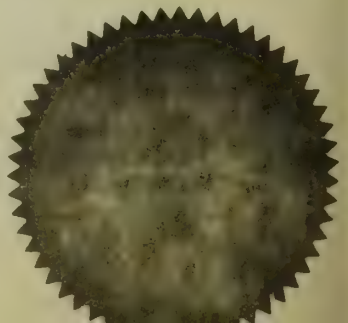
1. By-law No. 78-298 is repealed.
2. The City Clerk is hereby authorized and directed to register a certified true copy or duplicate of this by-law in the proper registry or land titles office.

PASSED this 25th day of March A.D. 1980.

E.A. Simpson
City Clerk

John A. McDonald
Mayor

(1980) 10 R.P.D.C. 12, March 11
City Initiative
Legal Files Nos. 1-5.454; 40-8.12



The Corporation of the City of Hamilton

BY-LAW NO. 80- 095

To Repeal:

Zoning By-law No. 80-026

Respecting:

LAND LOCATED ON PART OF THE BEACH STRIP

WHEREAS By-law No. 72-169, passed on the 27th day of June, 1972, as amended by By-law No. 74-200, passed on the 27th day of August, 1974, rezoned various lands on the Beach Strip shown on Schedules "A", "B", "C", "D", "E", "F", "G" and "H" thereto, to "A" (Conservation, Open Space, Park and Recreation) district, "AA" (Agricultural) district, "C" (Urban Protected Residential, etc.) district, "G" (Neighbourhood Shopping Centre, etc.) district and "H" (Community Shopping and Commercial, etc.) district;

AND WHEREAS pending receipt on February 11, 1980 of an amending Order of the Ontario Municipal Board dated the 17th day of January, 1980, amending its previous Order dated May 3, 1979, By-law No. 80-026 was passed on the 29th day of January, 1980 to establish, as a holding zone, an "L-t" (Planned Development - Transportation) district on part of the lands designated in Official Plan Amendment No. 318 for transportation purposes;

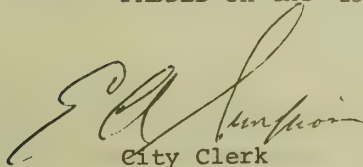
AND WHEREAS now that the final Order of the Ontario Municipal Board dated January 17, 1980 has been received, it is desirable to repeal By-law No. 80-026;

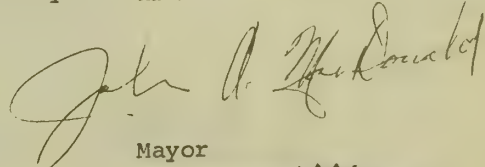
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

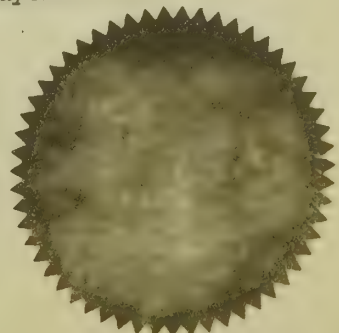
1. By-law No. 80-026 is repealed.

PASSED on the 25th day of March A.D. 1980.


City Clerk


Mayor

(1980) 8 R.P.D.C. 4, February 26
City Initiative



The Corporation of the City of Hamilton

BY-LAW NO. 80-096

To Amend:

Zoning By-law No. 77-148

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 16 MAGILL STREET,
139 RAY STREET NORTH and 11, 13 and 15 OXFORD STREET

WHEREAS By-law No. 77-148, passed on the 1st day of June, 1977, as amended by By-law No. 77-264, passed on the 25th day of October, 1977, and By-law No. 78-247, passed on the 30th day of August, 1978, rezoned the lands above referred to from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "H" (Community Shopping and Commercial, etc.) district and established special requirements;

AND WHEREAS the said by-laws were approved by the Ontario Municipal Board under Order dated April 2, 1979, (File No. R 78188);

AND WHEREAS it is desirable that the said properties may be developed and used for commercial purposes, only in conjunction with the adjoining lands having frontage on York Boulevard;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 4 of section 2 of By-law No. 77-148, as renumbered by section 2 of By-law No. 77-264, is repealed and the following substituted therefor:

3. The lands shown on schedule "A" shall be developed and used for commercial purposes only in conjunction with adjoining lands having frontage on York Boulevard.

2. Schedule "A" to By-law No. 77-148, as deleted and substituted by section 1 of By-law No. 78-247, is also attached hereto and forms part of this by-law.

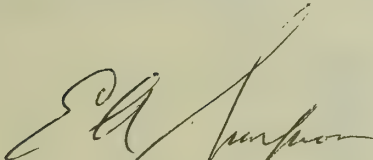
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-520a".

4. Sheet No. W-11 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-520a".

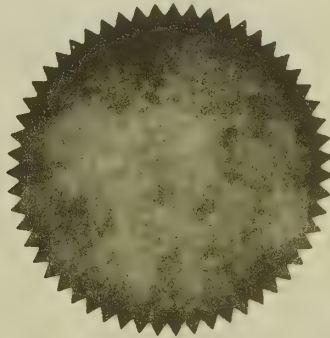
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

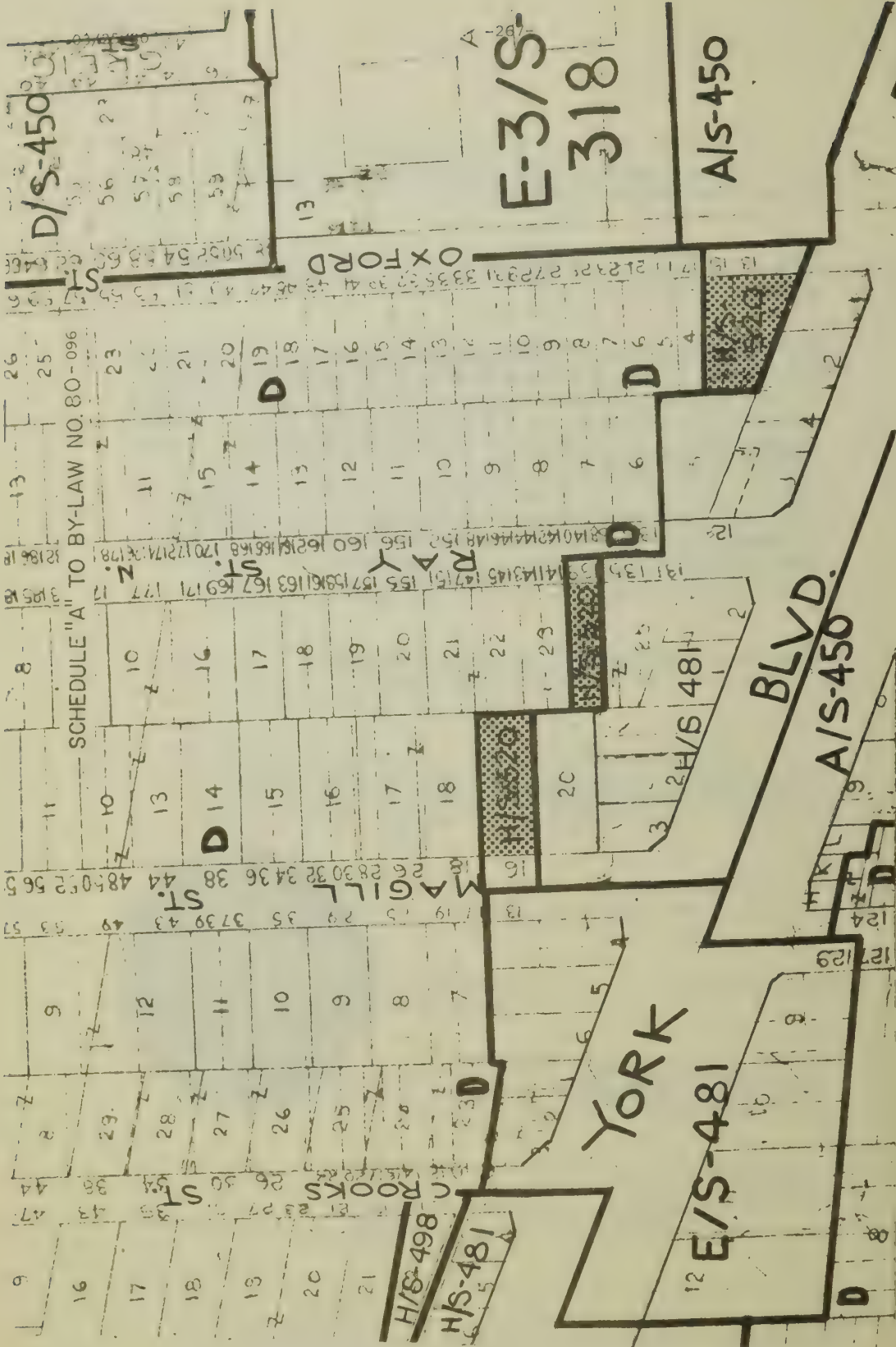
PASSED this 25th day of March A.D. 1980.


City Clerk


Mayor



(1980) 8 R.P.D.C. 3, February 26
Z.A. 77-12; Z.A. 77-13
City Initiative 77-C



LEGEND

 Lands on Part of Sheet No. W-11 of The Zoning District Maps to be regulated by By-law No. 80-096

Bill No. 97

This is Schedule "A" to By-law No. 80-096 passed the 25th day of March, A.D., 196

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-097

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE NORTH SIDE OF RYMAL ROAD EAST,
WEST OF UPPER WENTWORTH STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. In addition to the uses permitted in section 7A of By-law No. 6593, a produce, fruit and vegetable market shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District provisions subject to the special requirement referred to in section 1.

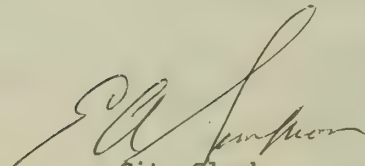
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-696".

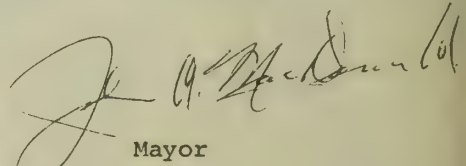
4. Sheet No. E-18D of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-696".

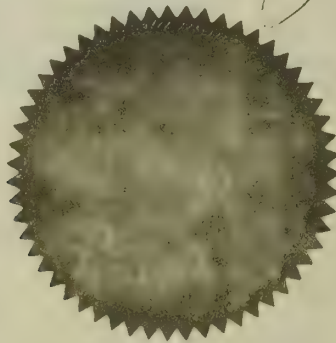
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of March A.D. 1980.


City Clerk


Mayor



(1980) 10 R.P.D.C. 2, March 11
R. Chiaravalle, Prospective Lessee
Z.A. 79-74

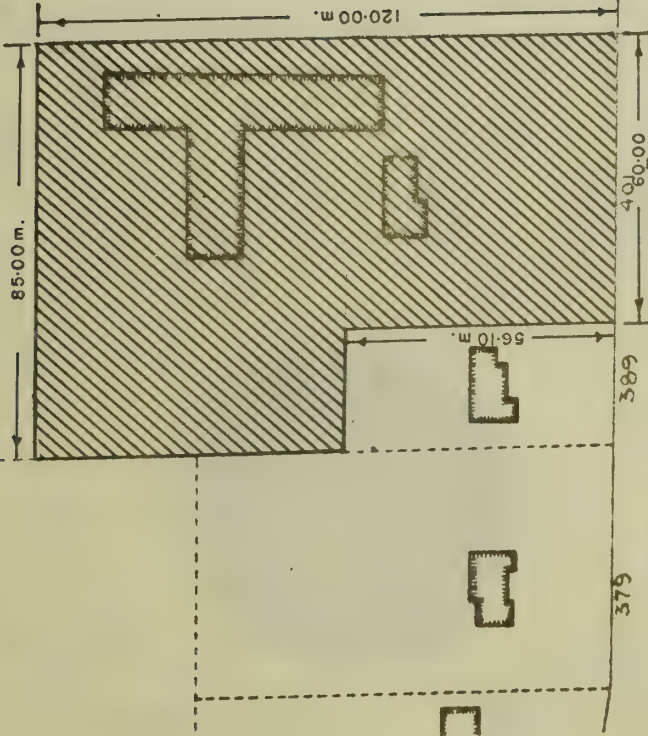


SCHEDULE "A" TO BY-LAW NO. 80-097

UPPER WENTWORTH ST.

AA

AA



EAST

ROAD

RYDAL

AA

408

LEGEND



Lands on Part of Sheet No. E-18D of The Zoning District Maps to be regulated by By-law No. 80-097

Bill No. 98

This is Schedule "A" to By-law No. 80-097 passed the 25th day of March, A.D., 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

BY-LAW No. 80 - 098

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic, passed on the 29th day of March, 1966 is hereby further amended;

(a) by deleting from Section 7 (Three Hour Limit) the following items, namely:-

"Park	East	Duke to 71 ft. northerly
Park	East	153 ft. north of Duke to Hunter",

and by adding thereto the following item, namely:-

"Park	East	Bold to Hunter".
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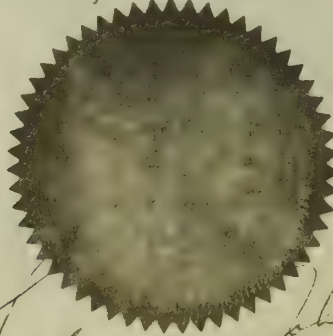
(b) by adding to Section 5 (One Hour Limit) the following items, namely:-

"Park	East	Duke to 71 ft. northerly
Park	East	153 ft. north of Duke to Bold".

2. Schedule 26 (No Parking Areas) is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Mary	West	Picton to 100 ft. north
Mary	West	Picton to 51 ft. south
Mary	East	Picton to 66 ft. north
Mary	East	Picton to 106 ft. south
Glenvale	North	Garth to Greystone
Lavina	North	San Remo to 100 ft. west
Lavina	North	San Remo to 110 ft. east".

PASSED this 25th day of March, A.D. 1980.



[Signature]
City Clerk

[Signature]
Mayor

BY-LAW NO. 80 - 099

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton
enacts as follows:-

1. Schedule 12 (One-Way Streets) of By-law No. 66-100 To
Regulate Traffic passed on the 29th day of March, 1966 is hereby
further amended by deleting therefrom the following item, namely:-

"Stapleton Northerly Beach Road 250 ft. south of
Burlington",

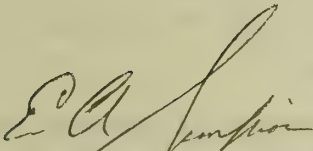
and by adding thereto the following item, namely:-

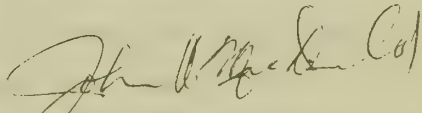
"Stapleton Northerly Beach Road 315 ft. south of
Burlington".

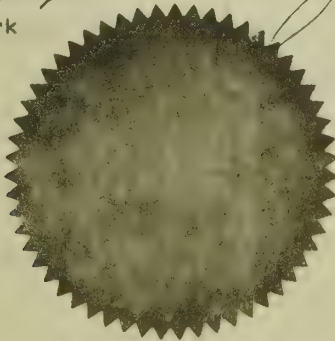
2. Schedule 29 (No Stopping Areas) is hereby amended by
adding to Section A (No Stopping Anytime) the following items,
namely:-

"Birmingham	East	From 220 ft. south of
		Burlington to 95 ft. south
Huxley	West	King to 60 ft. north
East 23rd	East	Fennell to 95 ft. south".

PASSED this 25th day of March , A.D. 1980.


City Clerk


Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 100

TO WIDEN LIMERIDGE ROAD,
NORTH SIDE, UPPER KENILWORTH AVENUE TO
MOUNTAIN BROW BOULEVARD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

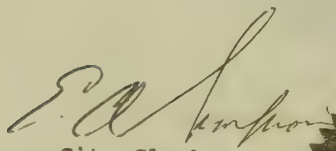
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Limeridge Road by incorporating within its limits the lands described in Schedule "A" hereto.

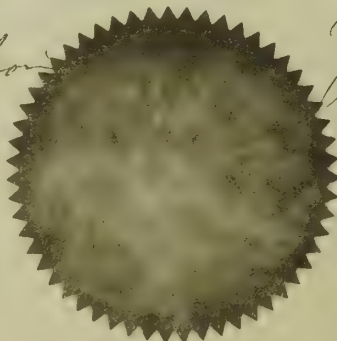
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

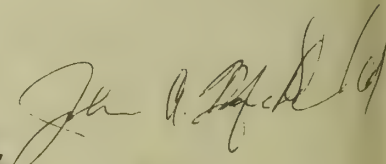
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Limeridge Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 25th day of March A.D. 1980.


City Clerk




Mayor

SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lots 1 & 2, Concession 6, Township of Barton, the said part of Lot 1 and part of the said Lot 2 being formerly Waldo Road, (now closed by City of Hamilton By-law No. 80-28 dated January 29th, 1980 and registered as Instrument No. 151149 C.D.), and which said parcels may be more particularly described as all of Parts 1, 3, 5, 6 & 7 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on July 23rd, 1979 as Plan 62R-4924.

Part 1 being composed of part of Lots 1 & 2, Parts 3, 5, 6 & 7 being composed of part of Lot 2.

The Corporation of the City of Hamilton

BY-LAW NO. 80-101

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 319 and 323 CALEDON AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

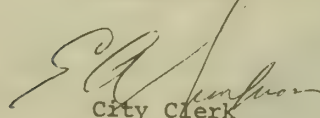
- (a) by changing from "C" (Urban Protected Residential, etc.) district to "G-3" (Public Parking Lots) district, the land,

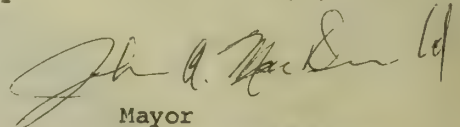
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

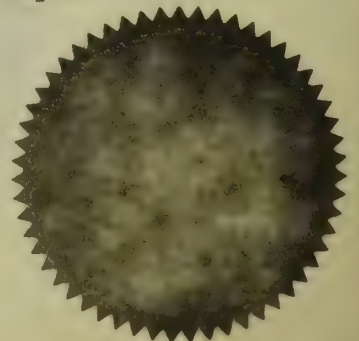
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

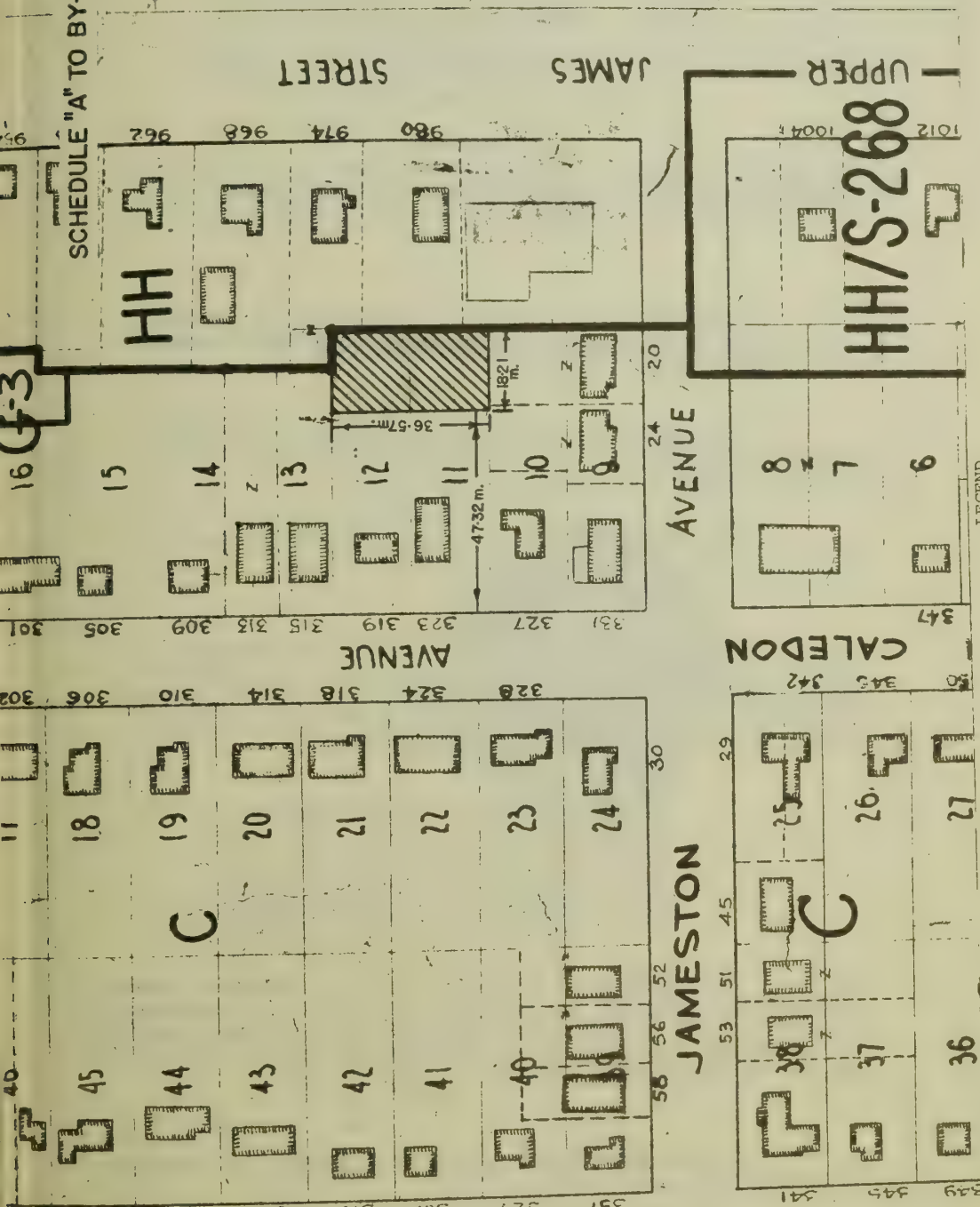
PASSED this 25th day of March A.D. 1980.


City Clerk


Mayor

(1980) 10 R.P.D.C. 4, March 11
413533 Ontario Inc., Owner
Z.A. 80-09





LEGEND

Lands on part of Sheet No. W-9A of The Zoning District Maps to be re-zoned from "C" (Urban Protected Residential, Etc.) District to "G-3" (Public Parking Lots) District.



Bill No. 102

This is Schedule "A" to By-law No. 80-101 passed the 25th day of March, A.D., 1980

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 102

To Amend:

Zoning By-law No. 6593

Respecting:

PROPERTY LOCATED AT MUNICIPAL NO. 247 JOHN STREET SOUTH

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E-3" (High Density Multiple Dwellings) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. In addition to the uses permitted in section 11C of By-law No. 6593, the commercial uses and signs referred to in clauses (i), (ii), (iii) and (iv) of subsection 1 of section 11A of the said By-law, shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-3" District provisions subject to the special requirement referred to in section 1.

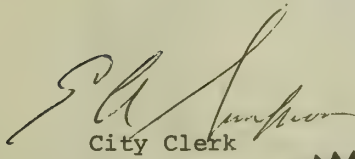
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-697".

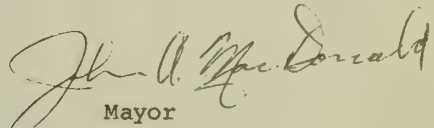
4. Sheet No. E-5 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-697".

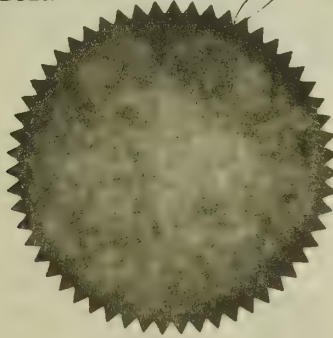
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 25th day of March A.D. 1980.


City Clerk


Mayor



(1980) 10 R.P.D.C. 5, March 11
J. and M. Kyles, Owners
Z.A. 80-10

03/25/80

SCHEDULE "A" TO BY-LAW NO. 80-102

E-3

E-3

/S-601

CR-2/S

-572

ST.

EAST

A

ST.

E-3

E-3/S
-669

LEGEND

Lands on Part of Sheet No. E-5 of The Zoning District Maps to be regulated by By-law No. 80-102



Bill No. 103

This is Schedule "A" to By-law No. 80-102 passed the 25th day of March, A.D., 1980.

THE CORPORATION OF THE CITY OF HAMILTON

Ed Lambson
City Clerk

John A. McDonald
Mayor

BY-LAW NO. 80-103

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 25TH DAY OF MARCH, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

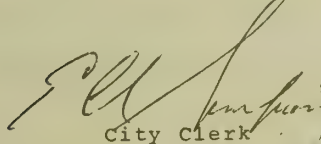
AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

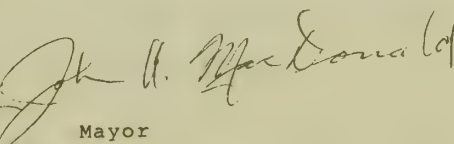
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 25th day of March A.D., 1980.


City Clerk


Mayor



04/08/80

Bill No. 104

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 104

TO EXTEND FLORA DRIVE
BY INCORPORATING A 1' RESERVE, BLOCK "B"
PLAN M-142

FILE NO.		
LETTER NO.		
DEPT. OF RECORDS		
JUN	3	1980
SEARCHED	INDEXED	SERIALIZED
FILED	FILED	FILED
TRANS. SE	FILED	FILED
REG	FILED	FILED

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

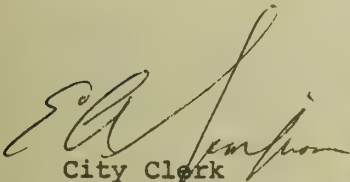
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Flora Drive by incorporating within its limits the lands described in Schedule "A" hereto.

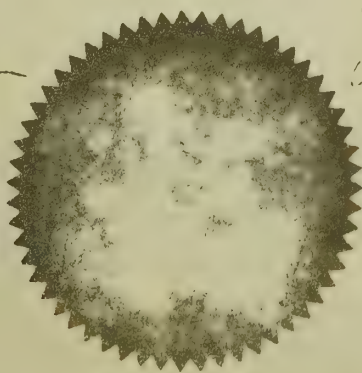
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

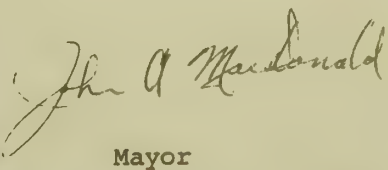
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Flora Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 8th day of April A.D. 1980.


City Clerk




Mayor

SCHEDULE "A"

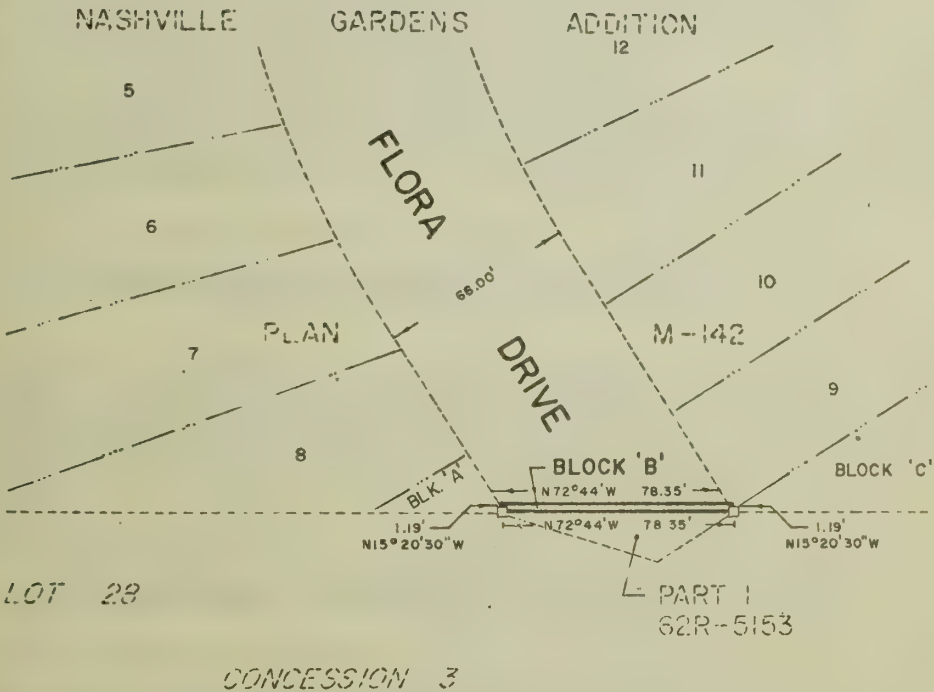
ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block "B" according to Nashville Gardens Addition filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-142.

The above described parcel being shown in heavy outline on Plan N.S. 2332 Surveys hereto attached.

FORM S.P. 8



SKETCH TO ILLUSTRATE DESCRIPTION OF
BLOCK 'B' - I RESERVE
NASHVILLE GARDENS ADDITION
PLAN M-142
IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCALE: 1" = 50'



NOTE

BEARINGS HEREON ARE ASTRONOMIC AND ARE REFERRED
TO THE PLAN M-142

CITY OF HAMILTON
DEPARTMENT OF ENGINEERING - LAND SURVEYS

FLORA DRIVE - INCORPORATING BLOCK 'B' I RESERVE INTO THE STREET.

SURVEY BY	COMP.	FIELD BOOK	FILE No.	839-0001	DATE	NOVEMBER 1979
DRAWN BY	RICK	REF. DWG'S	P-893 NS-2296 NS-2329		CHECKED BY	H.S.

APPROVED

CITY ENGINEER

CITY SURVEYOR

O.I.S.

PLAN No. NS-2332 SURVEYS

The Corporation of the City of Hamilton

BY-LAW NO. 80-105

To Authorize:

An Agreement Between:

The City of Hamilton and
The Royal Ontario Museum

WHEREAS the Ontario Municipal Board by order dated the 7th day of March, 1980 (File No. E80171) approved,

an application by The Corporation of the City of Hamilton for approval of the entering of the said corporation into a proposed agreement with The Royal Ontario Museum with respect to the investigation and carrying out of scientific studies to ascertain the condition of two historical vessels owned by The United States Governments and known as the "Hamilton" and the "Scourge" on the bottom of Lake Ontario;

NOWHEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The undertaking by way of agreement in the form filed with the Board on this 29th day of February, 1980, and identified by the secretary's signature, a copy of which is hereto annexed as schedule 1, shall now be entered into.
2. All sums shall be paid out of current levy, unless a further application is made to the Board for payment out of capital funds.
3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the said order of the Ontario Municipal Board.

PASSED this 8th day of

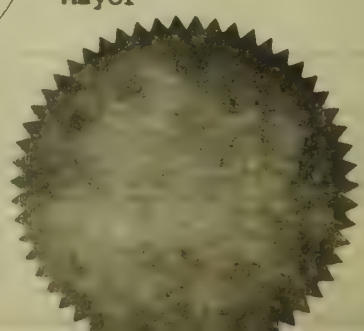
April

A.D. 1980.

E.A. Thompson
City Clerk

John A. MacDonald
Mayor

(1979) 39 R.B.C. 9, August 28



Schedule 1
to By-Law No. 80-105

(Museum Letterhead)

(date)

The Corporation of the City of Hamilton
Hamilton, Ontario

The Royal Ontario Museum (the "Museum") hereby assigns without recourse in any event and without representation or warranty whatsoever to The Corporation of the City of Hamilton (the "City") all its right, title and interest in the contract with the Department of the Navy of the United States of America dated April 27, 1979, a copy of which is annexed hereto as Schedule A and in the Vessels referred to therein.

The City hereby assumes, and covenants and agrees to observe and perform, all the terms, conditions, obligations, liabilities, indemnities, and stipulations in the said contract which are to be observed and performed by the Museum, and the City agrees to save harmless and keep indemnified the Museum against all claims, expenses, demands and actions hereafter arising out of the said contract in any way directly or indirectly and without limitation by reason of the failure of the City to observe and perform the said contract as aforesaid.

In connection with its obligations under paragraph 1 of the said contract, the City further agrees:

- (a) to first complete the survey of the Vessels referred to therein, and in connection with such survey and such further studies as may be required leading to

a decision whether or not such Vessels can and should be raised to consult, and if necessary employ, trained personnel to be responsible in such areas of specialized knowledge as may be required including underwater research, conservation, historic archaeology and display, and

- (b) to be responsible for a publication programme in order to acquaint experts in Canada, the United States of America and abroad with the historic and scientific results of this unique project.

The City shall not assign the said contract without the Museum's written consent.

This agreement shall be binding on the parties hereto and their respective successors and permitted assigns.

If the foregoing provisions are agreeable to you, it would be appreciated if you would confirm the same by signing and returning to the undersigned the copy of this letter enclosed herewith for such purpose.

Yours very truly,

THE ROYAL ONTARIO MUSEUM

by: _____

Accepted: _____

THE CORPORATION OF THE
CITY OF HAMILTON

by: _____
Mayor

-287-
SCHEDULE A

04/08/80

DEPARTMENT OF THE NAVY
OFFICE OF THE SECRETARY
WASHINGTON D C 20350

April 27, 1979

The Chairman of the Board of Trustees
Royal Ontario Museum
100 Queen's Park
Toronto, Ontario
Canada M5S 2C6

Dear Mr. Chairman:

In response to your request of January 5, 1977, I am happy to inform you that by the authority vested in me by the act of August 10, 1956 (P.L. 1028, 84th Congress), 10 U.S.C. 7308 and pursuant to the acquiescence of the United States Congress as required by that statute, I now transfer to the Royal Ontario Museum as a not-for-profit corporation title and custody to the obsolete vessels (wrecks) HAMILTON and SCOURGE on an "as is, where is" basis at their present site on the bottom of Lake Ontario on the following conditions:

1) The Royal Ontario Museum (hereinafter referred to as the "DONEE") or its duly constituted assigns shall carry out scientific studies to ascertain the condition of the said wrecks and develop feasibility studies on the basis of which the DONEE or its assigns may raise one or both of the Vessels for use as a static display.

2) The DONEE or its assigns shall be responsible for delivering to the United States Navy any and all bodily remains that may be recovered during the course of salvage operations and for instituting appropriate measures for the protection and storage of said remains from the time they are located and recovered until they are delivered. Upon locating any bodily remains, the DONEE or its assigns shall promptly notify the Armed Forces Institute of Pathology, Forensic Pathology Division, Washington, D. C. 20306, by either telephone or letter. Upon such notification, a representative of the Armed Forces Institute of Pathology will advise the DONEE, or its assigns, as to how the recovered remains shall be transported to the Armed Forces Institute of Pathology, the means of transportation to be governed by the condition of the remains at the time of recovery. The DONEE or its assigns shall also be responsible for obtaining the appropriate permits and transportation documents as may be required for shipping the remains from the point of recovery to the Armed Forces Institute of Pathology.

3) The DONEE or its assigns shall, if one or both of the Vessels is raised, establish it or them as a public memorial or museum only, exhibit it or them as historic ships at a suitable site and maintain it

or them in a condition such that the Vessel(s) shall not cast discredit upon the U.S. Navy or upon the proud tradition of the aforementioned Vessel(s) and that it or they shall not become a menace to navigation, public health or safety.

4) The DONEE or its assigns shall report the decision to raise or not to raise the Vessel(s) to the Commander, Naval Sea Systems Command, ATTN: OODG, Washington, D. C. 20362 and shall invite the said Navy representative to view the Vessel(s) in the exhibited state if raised.

5) The DONEE may, at its discretion, transfer and assign its rights and responsibilities for the Vessel(s) or any part thereof to another responsible governmental agency in Canada and will, if it does so, inform the Secretary of the Navy or his duly authorized representative of the transfer and assignment.

6) The DONEE or its assigns shall indemnify and hold harmless the United States Government, its agents, or employees, against all suits, actions, claims, costs, fees, and demands (including without limitation suits, actions, claims, costs, fees, and demands for death, personnel injury, or property damage) to which the Government its agents or instrumentalities, or their agents or employees, may be subject by reason of damage or injury (including death) to the property or person of anyone resulting or alleged to have arisen or resulted from the fault, negligence, wrongful act, or omission of the Government, its agents or instrumentalities, or their agents or employees, in the raising, berthing, preparation for use, repairing, restoration or any other use of the Vessels.

7) The DONEE shall comply with all laws and regulations in being or that may be hereinafter enacted or issued and relating to protection of the environment.

8) The DONEE undertakes to comply with all relevant Canadian Civil Rights laws ensuring non-discrimination in all matters pertaining to the study of and the possible raising and exhibition of the said Vessel(s).

9) The Government shall not be liable to the DONEE in any manner whatsoever for damages or otherwise on account of non-delivery of the Vessel(s) or for any other reason.

10) No expense shall result to the Government as a consequence of the transfer of the Vessels to the DONEE or as a consequence of the terms and conditions prescribed hereunder.

04/08/80

11) Except as otherwise provided in this letter, any dispute concerning a question of fact arising under this contract shall be disposed of by agreement between the Government and the DONEE or its assigns.

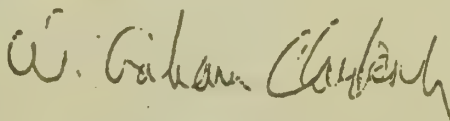
12) In the event that the DONEE, or its assigns, shall fail to perform the obligations assumed under this contract, the Secretary of the Navy or his duly authorized representative may terminate this Contract, provided that written notice to terminate, specifying the particulars wherein it is claimed that this Contract has been violated, is transmitted, by registered mail, to the DONEE, or its assigns. The DONEE, or its assigns, shall have ninety (90) days from receipt of the above-mentioned written notice to cure the violations or deficiencies set forth in said notice. If, at the end of such time, it appears to the Secretary of the Navy, or his duly authorized representative, that the same have not been cured, then the Contract shall be deemed to be terminated, in which event the DONEE or its assigns shall transfer title to the Government if the Secretary of the Navy or his duly authorized representative so requests.

13) The term "Government" as represented by the Department of the Navy means, the Secretary, Under Secretary or Assistant Secretary of the Navy, the Commander, Naval Sea Systems Command, and any other duly authorized representative acting within the limits of his authority, that the aforesignated officials may appoint.

If the conditions listed above are acceptable to the Royal Ontario Museum (the DONEE), please return three copies of this letter to me with your signature as chairman of the Board of Trustees of the Royal Ontario Museum signifying that acceptance.

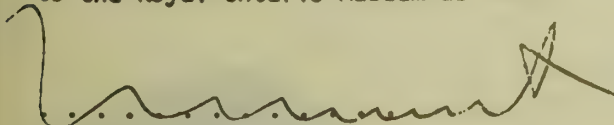
With best wishes,

Sincerely,

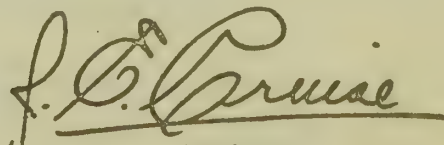


W. Graham Claytor, Jr.,
Secretary of the Navy

The above conditions are acceptable
to the Royal Ontario Museum as DONEE



Sydney M. Hermant,
Chairman of the Board,
Royal Ontario Museum



James E. Cruise
Director
Royal Ontario Museum

N00024-78-C-0206

The Corporation of the City of Hamilton

BY-LAW NO. 80 - 106

To Adopt:

Official Plan Amendment No. 349

Respecting:

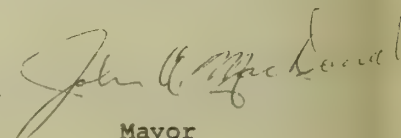
LAND Located on the East Side of Upper Wentworth Street,
South of Mohawk Road East

The Council of The Corporation of the City of
Hamilton enacts as follows:

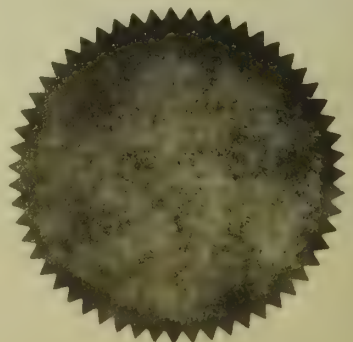
1. Amendment No. 349 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 8th day of April A.D.


City Clerk


Mayor

(1980) 12 R.P.D.C., 7(a), March 25
ZA 79-62
ZA 79-69
CI 80-F



AMENDMENT NO. 349 to the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached, as Schedule "A" hereto, constitute Amendment No. 349.

PURPOSE:

To change the land use designation established in a prescribed area.

LOCATION:

East side of Upper Wentworth Street in the area south of Mohawk Road East.

BASIS:

It is proposed that lands on the east side of Upper Wentworth Street in the area south of Mohawk Road East be used for Commercial purposes and that the present "Residential" designation of these lands be changed accordingly.

ACTUAL CHANGE:

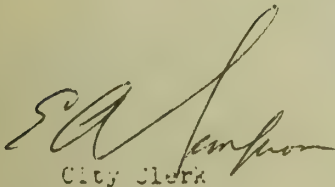
That the designation of the lands outlined in red on Schedule "A" be changed from "Residential" to "Commercial".

IMPLEMENTATION:

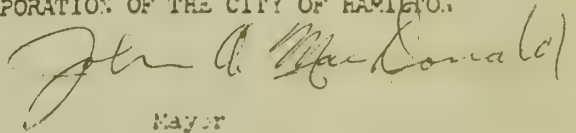
A Restricted Area By-law will give effect to the intended Commercial use of the subject lands.

Bill No. 106

This is Schedule 1 to By-law No. 80-106 passed the 8th day of April, A.D., 1980.


City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor

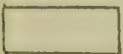
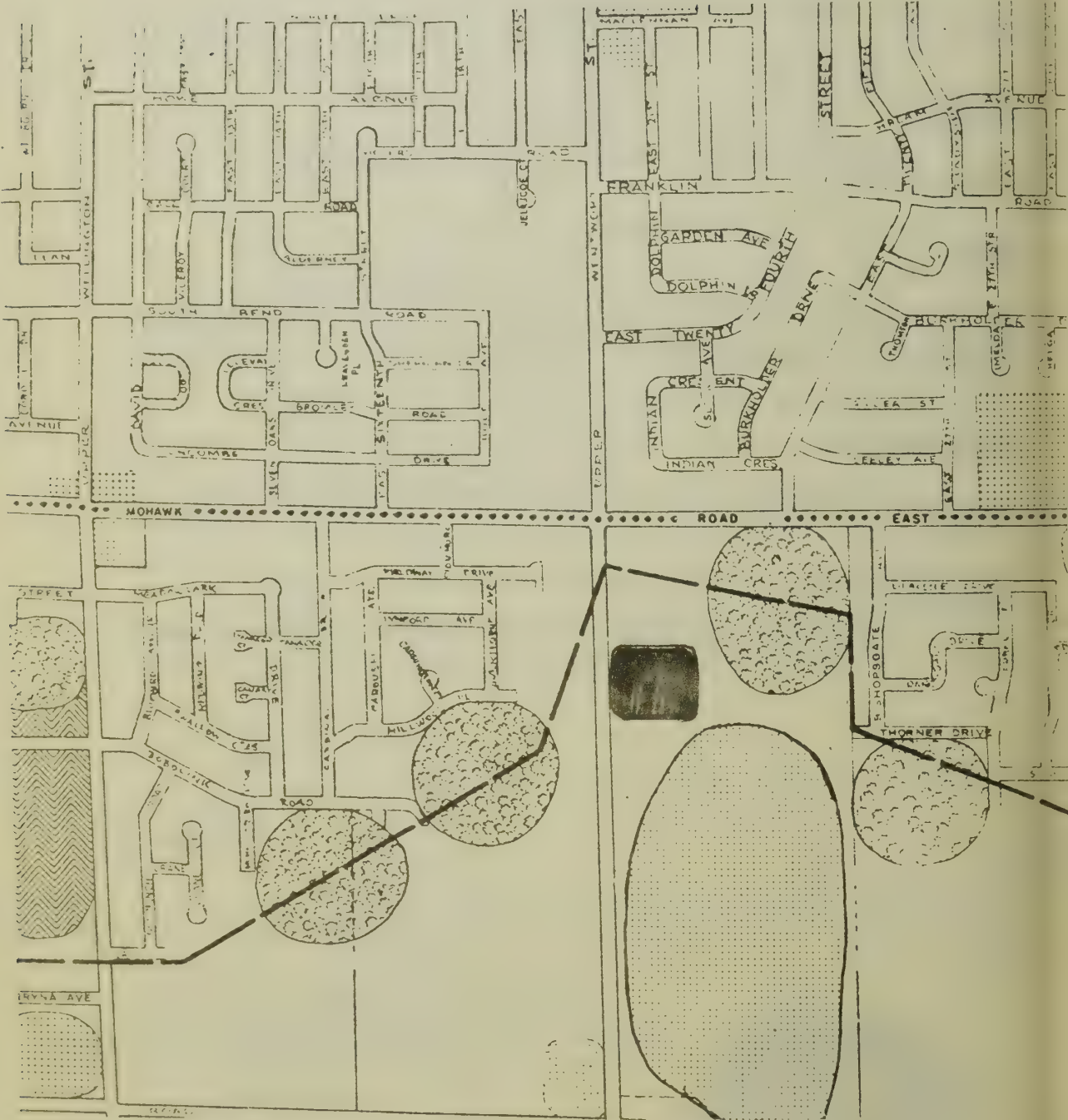
04/08/80

-292-



CHANGE FROM
RESIDENTIAL TO COMMERCIAL

Schedule "A" to Amendment No. 340
to the Official Plan
of the Hamilton Planning Area.



RESIDENTIAL



COMMERCIAL



RECREATION, CIVIC &
CULTURAL



INDUSTRIAL

The Corporation of the City of Hamilton

BY-LAW NO. 80- 107

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF UPPER WENTWORTH STREET,
SOUTH OF MOHAWK ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "HH" (Restricted Community Shopping and Commercial) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "HH" District provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. The use of the land or any building or structure for one or more of the following uses is prohibited: restaurants, taverns, second-hand goods shops, pawn-brokers shops, open-air markets, billiard rooms, bowling alleys, shooting galleries, penny arcades, public halls, music halls, auctioneer's premises, a book binder's or carpenter's shop, storage of goods to be manufactured, assembled or sold upon the premises etc., frosted food locker plant, billboards, roof signs, overhanging signs.
2. Notwithstanding the "HH" District provisions of By-law No. 6593, a yard having a depth of at least 12 metres, shall be provided and maintained along the east and west limits of the land.

- 2 -

3. Clauses (x), (xi) and (xii) of subsection 1 and clauses (a) and (b) of subsection 2 of section 13A of By-law No. 6593 shall apply except that a ground or pylon sign of not more than 9 square metres in area and not more than 6 metres in height may be located on the land at least 6 metres from the Road allowance.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used except in accordance with the "HH" District provisions subject to the special requirements referred to in section 2.

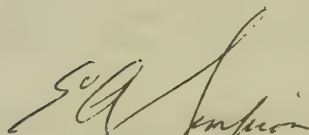
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-701".

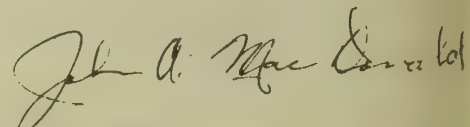
5. Sheet No. E-27 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-701".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 8th day of April A.D. 1980.


City Clerk


Mayor

(1980) 12 R.P.D.C. 7(b), March 25
Z.A. 79-62; Z.A. 79-69; Z.A. 80-11
City Initiative 80-F



John A. MacDonalda Col
Mayor

BY-LAW NO. 80 - 108

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Section 40 (Stopping Prohibitions) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by adding to subsection (d) after the word "premises" the following words, namely:-

"wheelchair ramp"

so that the said subsection shall read as follows:-

"(d) in front of or within 18 inches of either side of a driveway to a residential premises, wheelchair ramp, or in front of or within three feet of either side of any driveway, vehicle approach ramp, shipping entrance, lane or alley;"

2. Schedule 23 (Hamilton Street Railway Bus Stops) be amended by adding to the Outbound Column of the Nash-Barton Table, the following item, namely:-

"Quigley, 175 feet south of Angus".

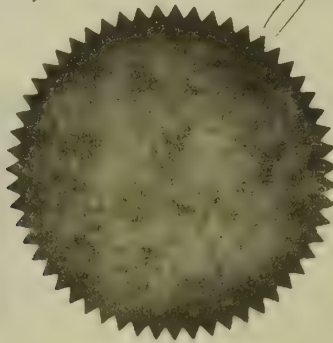
3. Schedule 31 (School Bus Loading Zones) is hereby amended by adding thereto the following item, namely:-

"Locke West 40 ft. 90 ft. south of Herkimer Anytime".

PASSED this 8th day of April, A.D. 1980.

S.H. Thompson
City Clerk

John A. MacDonald
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80-109

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF KING STREET EAST
AND ROSEDALE AVENUE

WHEREAS it is intended to change the zoning of
the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with
the Official Plan of the Hamilton Planning Area, approved
by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:

1. Sheet No. E-66 of the District Maps, appended
to and forming part of By-law No. 6593, passed on the
25th day of July, 1950, is amended,

- (a) by changing from "H" (Community
Shopping and Commercial, etc.)
district to "G-1" (Designed
Shopping Centre) district, the
land,

the extent and boundaries of which are shown on a plan
hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed
to proceed as soon as possible with the giving of notice
of the passing of this by-law, including a brief explan-
ation of its purpose, and with the carrying out of all
other directions of the Ontario Municipal Board relating
to the giving of such notice.

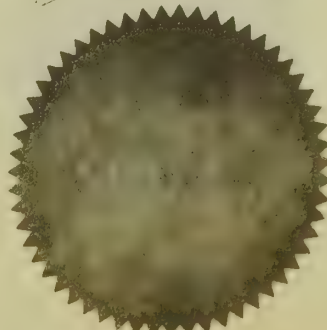
3. The City Solicitor is hereby authorized and
directed to make application to the Ontario Municipal
Board for the necessary approval of this by-law.

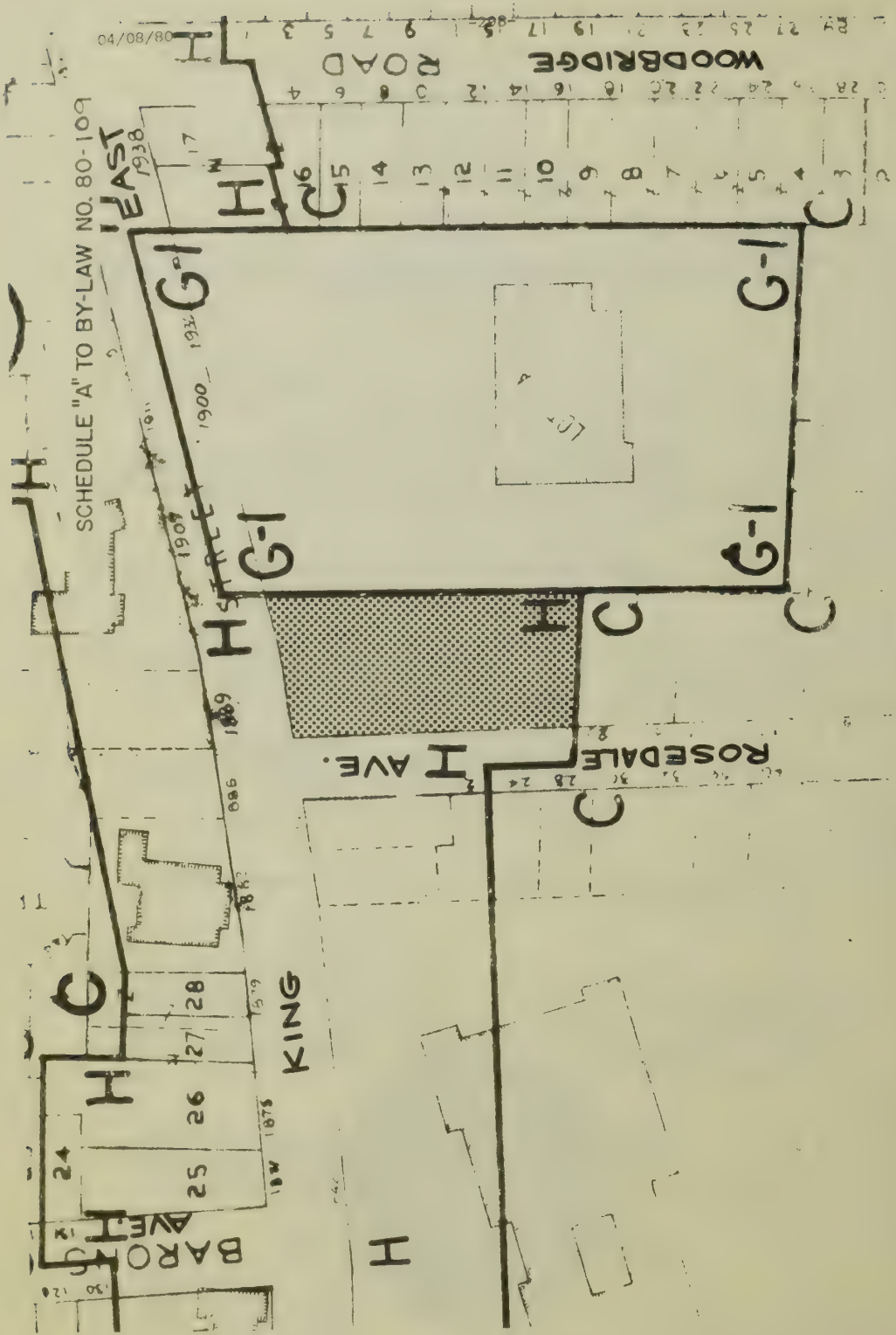
PASSED this 8th day of April A.D. 1980.

[Signature]
City Clerk

[Signature]
Mayor

(1980) 12 R.P.D.C. 8, March 25
City Initiative 80-E





LEGEND

Lands on Part of Sheet No. E-66 of The Zoning District Maps to be re-zoned from "H" (Community Shopping and Commercial, etc.) District to "G-1" (Designed Shopping Centre) District.



Bill No. 110

This is Schedule "A" to By-law No. 80-109 passed on the 8th day of April, A.D. 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-110

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 16 SHERMAN AVENUE NORTH

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-33 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) district to "G-3" (Public Parking Lots) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

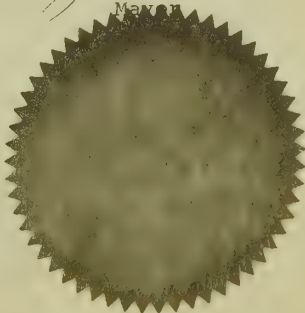
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

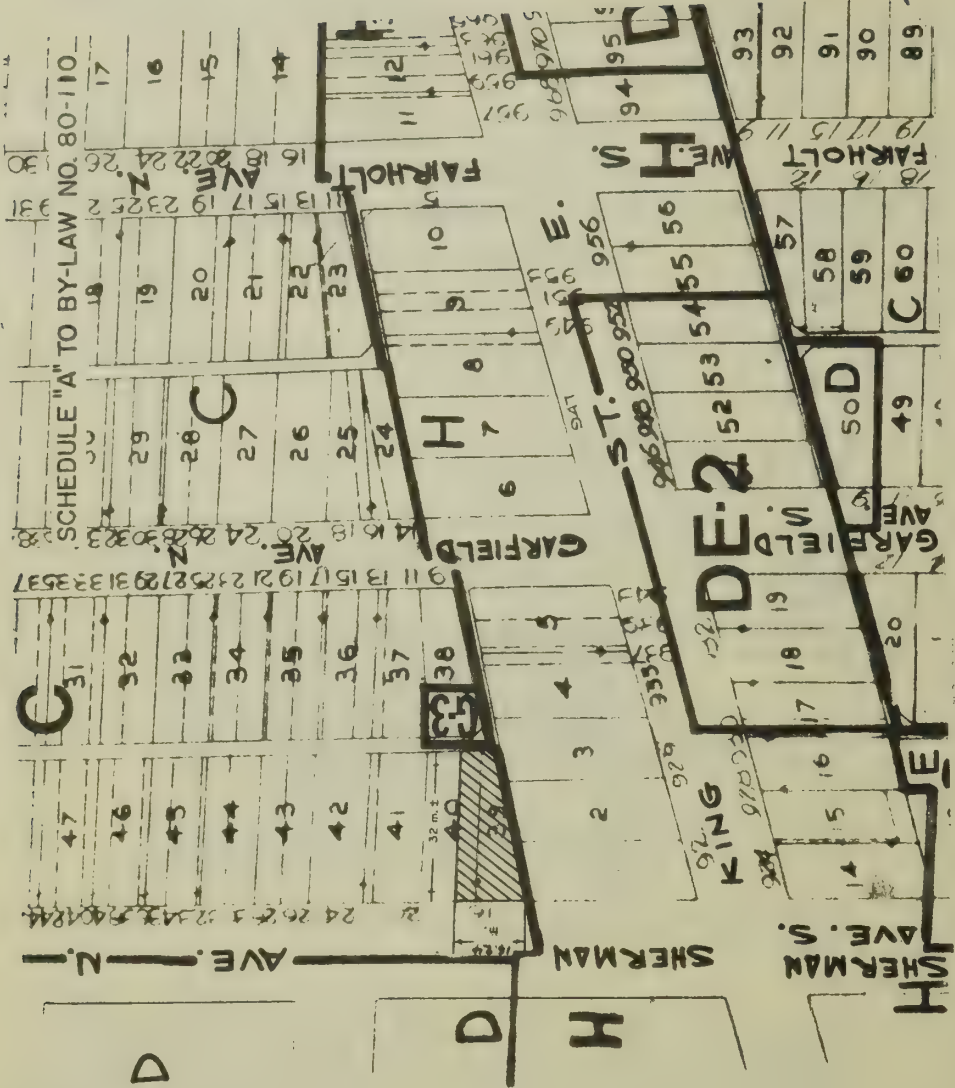
PASSED this 8th day of April A.D. 1980.

[Signature]
City Clerk

[Signature]
Mayor

(1980) 12 R.P.D.C. 2, March 25
N. Pappas, Lessee
Z.A. 79-73





Bill No. 111

This is Schedule "A" to By-law No. 80-110 passed the 8th day of April, A.D., 1980.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk
City Clerk

Mayor
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-111

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EXTENSION OF BERKINDALE DRIVE

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-124 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Blocks 1 and 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

2. The "D" District provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

- 1. As to the "D" District provisions applicable to Blocks 1 and 2,
 - (a) section 10(1)(iii) of By-law No. 6593 shall not apply.
- 2. As to the "D" District provisions applicable to Block 2,
 - (a) notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a side yard with a width of at least 1.2 metres shall be required for that side of a lot abutting land which is not part of Block 2; and

- (b) notwithstanding section 10(4) (i) of By-law No. 6593, a lot or tract of land for a single family dwelling shall have a width of at least 9.0 metres and an area of at least 278 square metres.

3. No building or structure shall be erected; altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-695".

5. Sheet No. E-124 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-695".

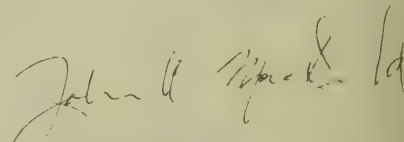
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 8th day of April

A.D. 1980.


City Clerk


Mayor

(1980) 10 R.P.D.C. 1, March 11
Adisco Investments Limited, Owner
Z.A. 79-28



The Corporation of the City of Hamilton

BY-LAW NO. 80- 112

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 500 MOHAWK ROAD WEST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. In addition to the uses permitted in section 9 of By-law No. 6593, a lodging house for maternity care accommodating not more than 12 patients, shall be permitted.

2. Parking shall be provided and maintained at the ratio of one parking space for every 3 patient beds.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 1.

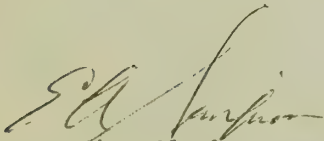
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-698".

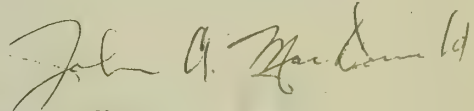
4. Sheet No. W-27 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-698".

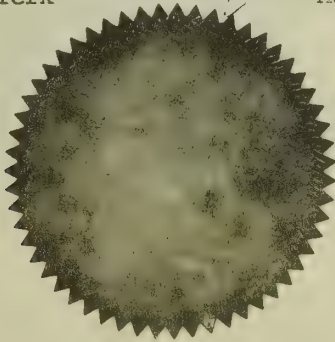
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

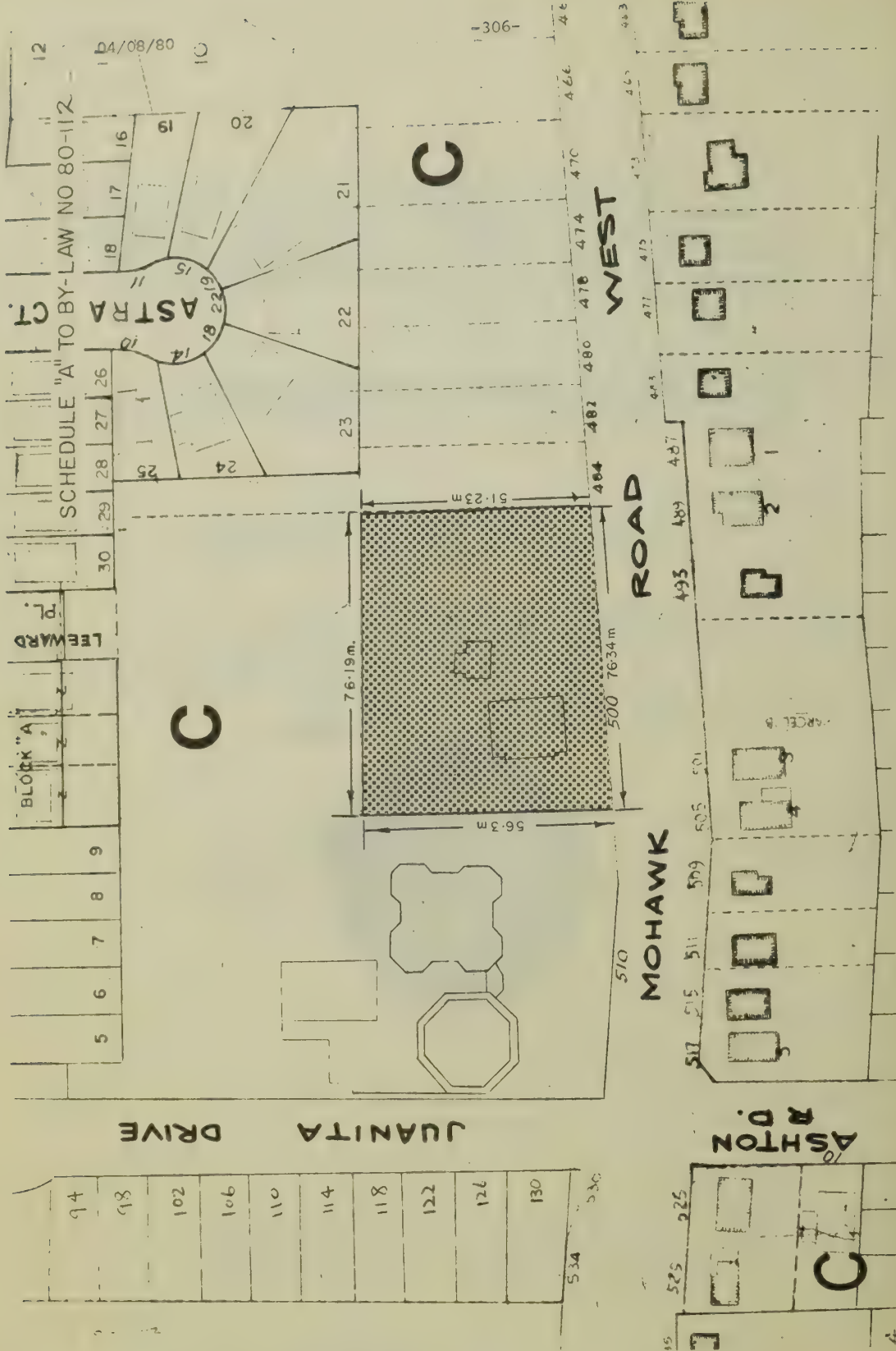
PASSED this 8th day of April A.D. 1980.


City Clerk


Mayor



(1980) 12 R.P.D.C. 4, March 25
St. Martin's Manor, Owner
Z.A. 80-16



This is Schedule "A" to By-law No. 80- 112 passed on the 8th day of April , A.D. 1980.

Bill No. 113

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk
City Clerk

Mayor
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-113

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 231 BAY STREET NORTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. In addition to the uses permitted in section 10(1) of By-law No. 6593,

- (a) a union office; and
 - (b) a banquet-meeting hall,

shall also be permitted.

2. There shall be provided and maintained,

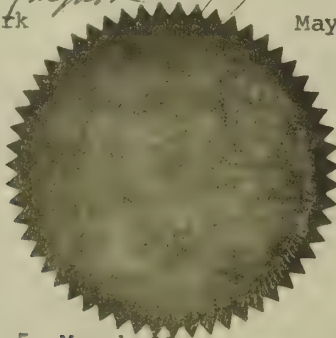
- (a) accessory to the office use, parking space at the ratio of one parking space for every 62 square metres of gross floor area in excess of 280 square metres;
 - (b) accessory to the banquet-meeting hall use, one parking space for every 12 persons lawfully accommodated.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions subject to the special requirements referred to in section 1.
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-699".
4. Sheet No. W-3 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-699".
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

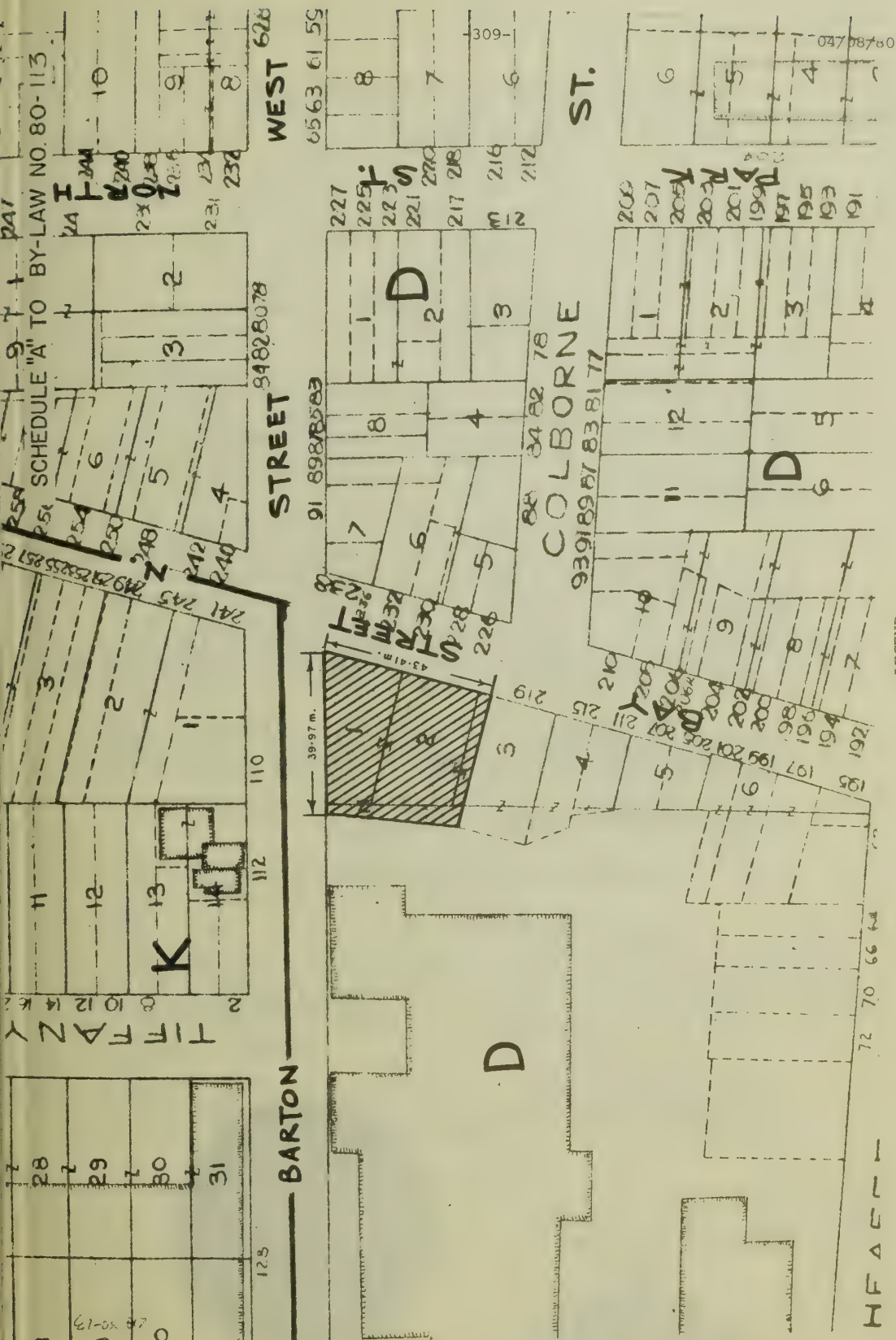
PASSED this 8th day of April A.D. 1980.

E.A. Thompson
City Clerk

John A. MacDonald
Mayor



(1980) 12 R.P.D.C. 5, March 25
Canadian Union of Public Employees,
Prospective Owner
Z.A. 80-13



LEGEND



Lands on part of Sheet No. W-3 of The Zoning District Maps to be regulated by By-law No. 80-113

Bill No. 114

This is Schedule "A" to By-law No. 80-113 passed on the 8th day of April, A.D. 1980.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 114

To Repeal:

BY-LAW NO. 77-180

Respecting:

LAND on the West Side of
Upper Horning Road

WHEREAS By-law No. 77-180 passed on the 28th day of June, 1977, pursuant to Zoning Application 77-15, rezoned the land shown on schedule "A" thereto from "AA" (Agricultural) district and "B-1" (Suburban Agricultural Residential) district to "RT-10" (Townhouse) district and provided that the density of development shall not exceed 56 dwelling units;

AND WHEREAS City Council in adopting Section 1 of the 12th Report of the Planning and Development Committee on March 25, 1980 approved Zoning Application 80-07, replaced zoning application 77-15, and thereby authorized a change in zoning from "AA" (Agricultural) district, "B-1" (Suburban Agricultural and Residential) district and "D" (Urban Protected Residential-One and Two Family Dwellings, etc.) district to "C" (Urban Protected Residential, etc.) district;

AND WHEREAS Section 3 of the 14th Report of The Planning and Development Committee adopted by City Council on April 8, 1980 authorized the repeal of By-law No. 77-180.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. By-law No. 77-180 is repealed.

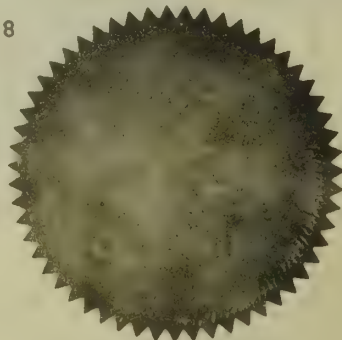
PASSED this 8th day of April

A.D. 1980.

E. A. Simpson
City Clerk

John A. MacDonald
Mayor

(1980) 14 R.P.D.C. 3, April 8
ZA 80-07



The Corporation of the City of Hamilton

BY-LAW NO. 80- 115

To Amend:

Zoning By-law No. 6593

Respecting:

LAND Located on the West Side of
Upper Horning Road in the area South of
Golf Links Road

WHEREAS it is intended to change the zoning of
the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with
the Official Plan of the Hamilton Planning Area, approved
by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:

1. Sheets Nos. W-43B and W-43C of the District Maps,
appended to and forming part of By-law No. 6593, passed on
the 25th day of July, 1950, are amended,

- (a) by changing from "AA" (Agricultural)
district, "B-1" (Suburban Agriculture
and Residential, etc.) district and "D"
(Urban Protected Residential - One and
Two Family Dwellings, etc.) district to
"C" (Urban Protected Residential, etc.)
district, the land,

the extent and boundaries of which are shown on a plan
hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed
to proceed as soon as possible with the giving of notice of
the passing of this by-law, including a brief explanation of
its purpose, and with the carrying out of all other directions
of The Ontario Municipal Board relating to the giving of
such notice.

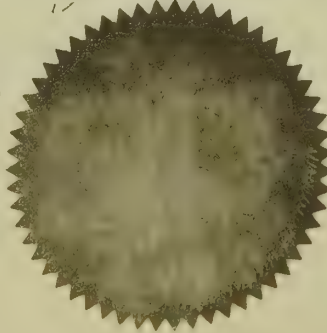
3. The City Solicitor is hereby authorized and
directed to make application to The Ontario Municipal
Board for the necessary approval of this by-law.

PASSED this 8th day of April 1980.

E.A. Simpson
City Clerk

John A. MacDonald
Mayor

(1980) 12 R.P.D.C. 1, March 25
Gurnett Investments, Owner
Z.A. 80-07



The Corporation of the City of Hamilton

BY-LAW NO. 80- 116

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 322 and 324 JAMES STREET NORTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. In addition to the uses permitted in section 14(1) of By-law No. 6593, a banquet hall use shall also be permitted.
2. Notwithstanding the provisions of By-law No. 6593, no parking shall be required for the permitted uses.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 1.

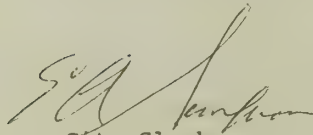
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-685".

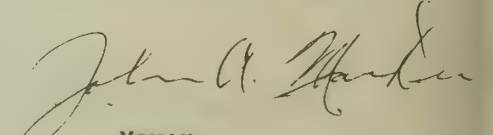
4. Sheet No. E-3 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-685".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

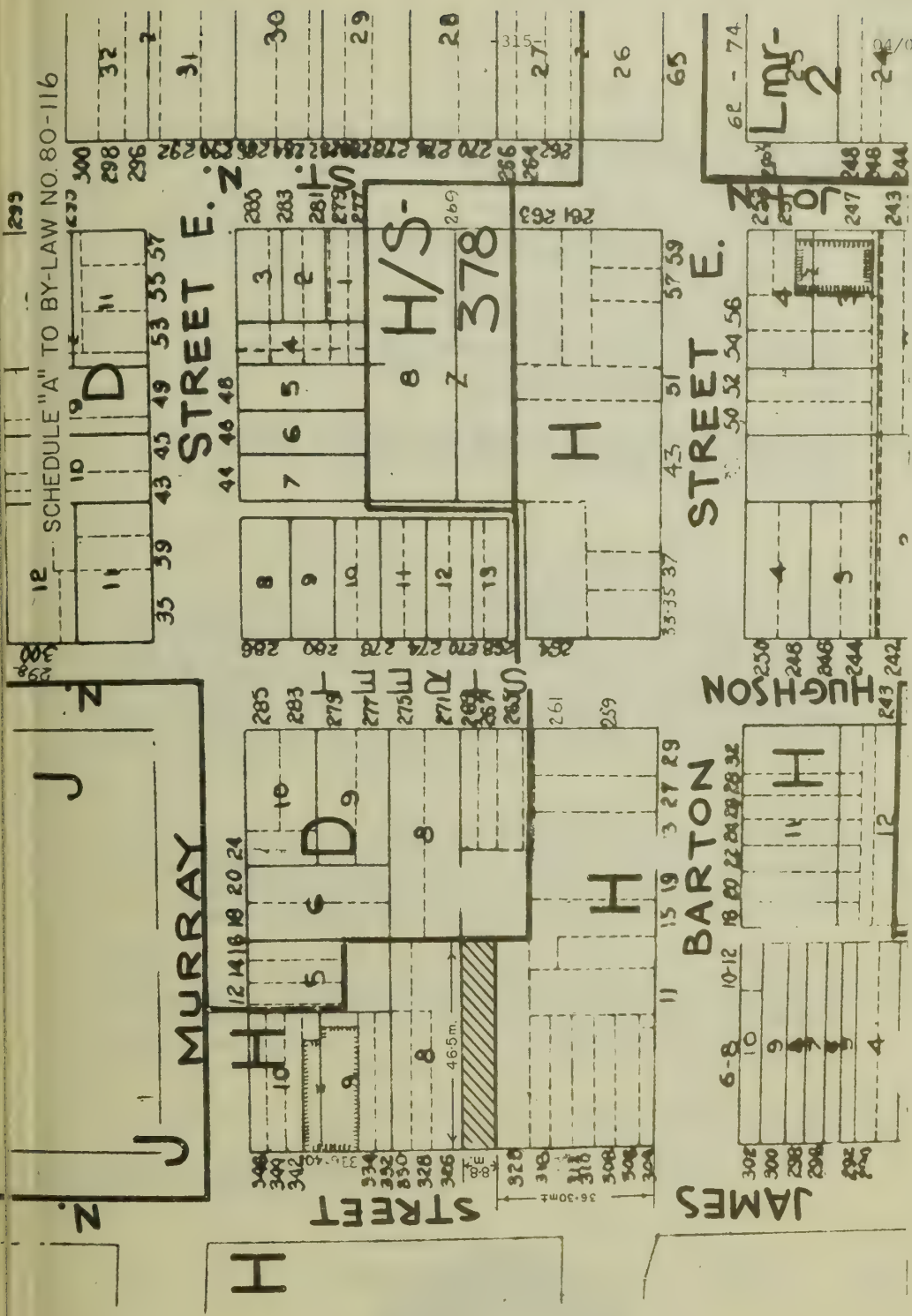
PASSED this 8th day of April A.D. 1980.


City Clerk


Mayor



(1980) 12 R.P.D.C. 3, March 25
P. Brandino, Owner
Z.A. 80-15



LEGEND



Lands on Part of Sheet No. E-3 of The Zoning District Maps to be regulated by By-law No. 80-116.

Bill No. 117

This is Schedule "A" to By-law No. 80-116 passed the 8th day of April, A.D., 1980.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

BY-LAW NO. 80- 117

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 8TH DAY OF APRIL, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 8th day of April A.D., 1980.

E. A. [Signature]
City Clerk

John A. MacDonald
Mayor



FILE NO.	
LETTER NO.	
DEPT. OF ENGINEERING	
JUL	7 1980
ENV. DIR.	AS BY
ENV. SER.	
TRANS. SER.	ANS. BY
REG. SURV.	FILED BY
Q.M.	

The Corporation of the City of Hamilton

BY-LAW NO. 80- 118

To Amend:

Zoning By-law No. 75-61

As Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 15 JOHN STREET NORTH
and 217 KING STREET EAST

WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the set back of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

AND WHEREAS it is desirable to exempt the properties located at Nos. 15 John Street North and 217 King Street East in order to permit the installation of signs on the proposed future road allowance as determined by the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of signs accessory to the lands located at Nos. 15 John Street North and 217 King Street East.

PASSED this 29th day of April A.D. 1980.

[Signature]
Deputy City Clerk

[Signature]
Mayor

Board of Control Direction,
April 9, 1980



The Corporation of the City of Hamilton

BY-LAW NO. 80- 119

To Repeal:

Zoning By-law No. 80-091

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 35, 39, 41 and 43 DUKE STREET

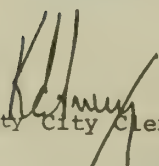
WHEREAS By-law No. 80-091, passed on the 25th day of March, 1980, provided that the "DE-3" (Multiple Dwellings) district provisions of Zoning By-law No. 6593 be amended to permit offices in either the basement or the first floor but not in both and a non-illuminated facia or wall sign and required a landscaped area at the rear of the building;

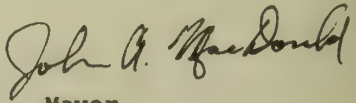
AND WHEREAS Item 19 of the 18th Report of the Board of Control, as amended and adopted by City Council on April 8, 1980, directed that By-law No. 80-091 be rescinded at the next regular meeting of Council to be held on April 29, 1980.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 80-091 is repealed.

PASSED this 29th day of April A.D. 1980.


Deputy City Clerk


Mayor

(1980) 18 R.B.C. 19, April 8
C.I. 79-AA



The Corporation of the City of Hamilton

BY-LAW NO. 80- 120

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 17 and 21 CROOKS STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

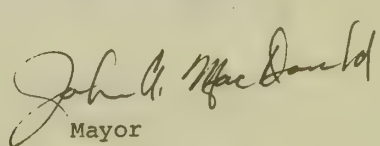
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

8. Land located at Municipal Nos. 17 and 21 Crooks Street shown on Appendix 8 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law.

PASSED this 29th day of April A.D. 1980.

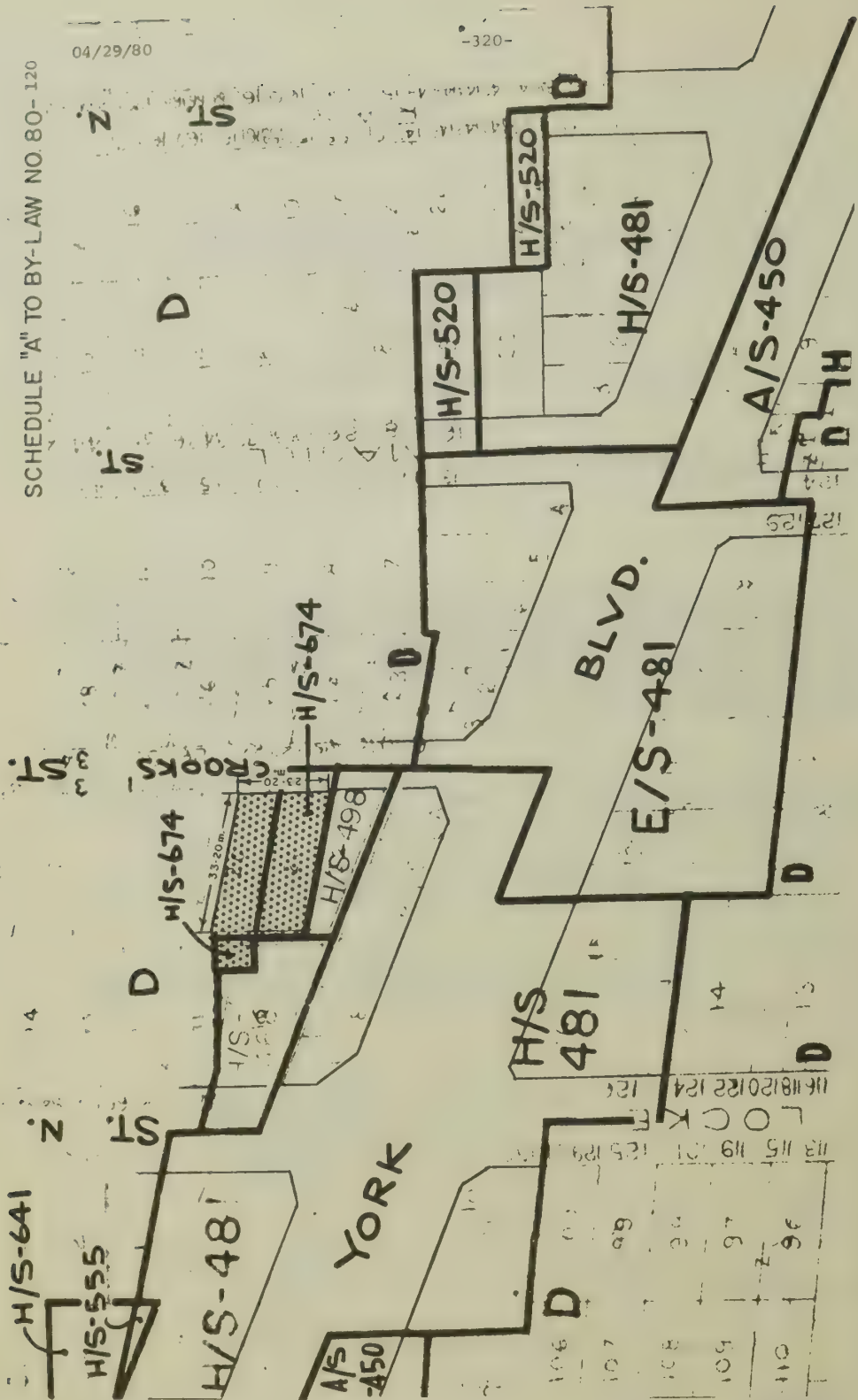

Deputy City Clerk


Mayor

SCHEDULE "A" TO BY-LAW NO. 80-120

04/29/80

-320-



LEGEND

Lands on Part of Sheet No. W-11 of The Zoning District Maps forming part of By-law No. 6593 designated as an area of site plan control pursuant to Section 35a of The Planning Act, Appendix 8 to By-law No. 80-120.

Bill No. 120

This is Schedule "A" to By-law No. 80-120 passed the 29th day of April, 1980

[Signature]
Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 121

To Appoint:

A COMMISSIONER TO THE HAMILTON HARBOUR COMMISSIONERS

WHEREAS The Statutes of Canada, 2 Geo. V. Cap. 98 (1912) does provide in section 6 as follows:

6. 1. The Corporation shall consist of three commissioners, one of whom shall be appointed by the Council of the City of Hamilton, and two by the Governor in Council.
2. The commissioner to be appointed by the City of Hamilton shall be nominated in the Council, and an affirmative vote of at least two-thirds of the members of the Council present and voting shall be necessary for his election.
3. The commissioner so appointed shall hold office for three years, subject to removal, and until his successor is appointed, and shall be eligible for re-appointment.
4. No member of the Council shall be eligible to be a commissioner.

AND WHEREAS a commissioner was appointed by the City of Hamilton by By-law No. 79-118, passed on the 10th day of April, 1979 by a vote of two-thirds of all the members of Council, for a term from April 15, 1979 to and including April 15, 1982;

AND WHEREAS the said appointed commissioner resigned his office effective April 11, 1980;

AND WHEREAS Item 1 of the 5th Report of the Special Committee was adopted by City Council on April 8, 1980;

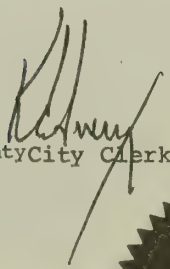
AND WHEREAS it is intended to appoint a replacement for the unexpired term of office in accordance with the aforesaid Item 1.

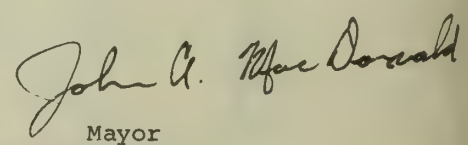
NOW THEREFORE the Council of The Corporation
of the City of Hamilton enacts as follows:

1. The following person, having been nominated
in the Council on the 8th day of April, 1980 is hereby
appointed a commissioner of The Hamilton Harbour Com-
missioners to hold office from and including April 12,
1980 to and including April 15, 1982.

B. M. ALWAY.

PASSED by a vote of two-thirds of all members
of the Council present and voting on this 29th day of
April 1980.


Deputy City Clerk


Mayor



(1980) 5 R.S.C. 1, April 8

The Corporation of the City of Hamilton

BY-LAW NO. 80- 122

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 2828 BARTON STREET EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-123 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

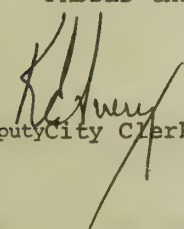
- (a) by changing from "L-c" (Planned Development - Commercial) district to "HH" (Restricted Community Shopping and Commercial) district, the land,

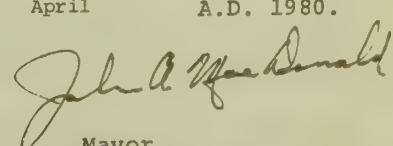
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

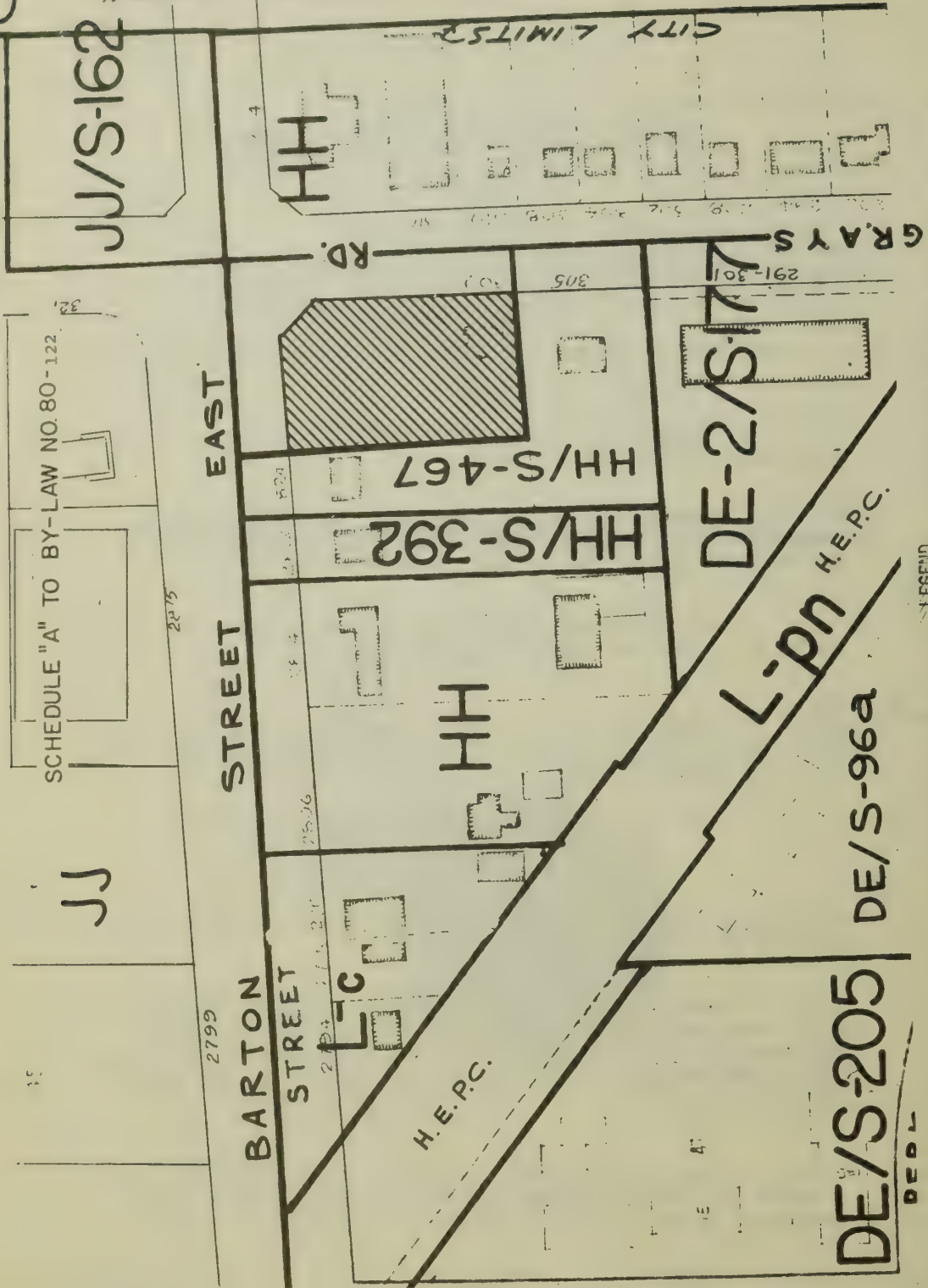
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of April A.D. 1980.


Deputy City Clerk


Mayor

TOWN OF STONEY CREEK



LEGEND
Lands on Part of Sheet No. E-123 of The Zoning District Maps to be re-zoned from
"L-c" (Planned Development - Commercial) District to "HH" (Restricted Community
Shopping and Commercial) District.

Bill No. 122

This is Schedule "A" to By-law No. 80-122 passed the 29th day of April, 1980.

[Signature]
Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80 - 123

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Nebo Road and Hempstead Drive;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the City Engineer.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 1 of the 26th Report of the Traffic and Engineering Committee on the 28th day of August, 1979;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 20th day of March, 1980, issue Order No. E791470 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$659,000.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$659,000.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$659,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$80,650.45 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

- 2 -

3. The estimated gross cost of the works in the amount of \$659,000.00 including the share or portion borne by the City in the amount of \$578,349.55 and the share or portion that shall be borne by the lands abutting directly on the works in the amount of \$80,650.45, shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth;

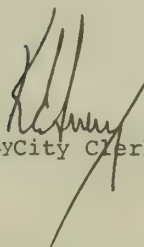
- (a) to the extent sufficient to provide an amount not exceeding \$659,000.00, and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

4. The City Engineer is hereby authorized to:

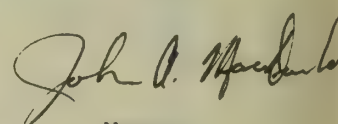
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 29th day of April A.D. 1980.


Deputy City Clerk




Mayor

SCHEDULE "A"

The Construction of roadways and concrete curbs, on:

1. <u>Nebo Road</u> from Stone Church Road to approximately 1,250 feet South of Hempstead Drive	<u>COST</u> \$436,000.00
2. <u>Hempstead Drive</u> from approximately 500 feet west of Nebo Road to Ditton Drive	 \$223,000.00

at the costs and charges not exceeding those set out below:

City's share	\$578,349.55
Owners' share	80,650.45
Total Estimated Cost	<u>\$659,000.00</u>

Estimated per foot frontage: \$14.00

Fifteen annual installments

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 124

TO WIDEN HILL STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

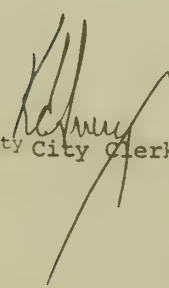
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Hill Street by incorporating within its limits the lands described in Schedule "A" hereto.

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

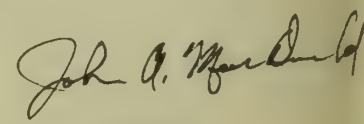
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Hill Street.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of April A.D. 1980.


Deputy City Clerk




Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being coposed of part of Lot 24 in Block "G" according to J. C. Macklin Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 253 and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the said Land Registry Office on December 20th, 1978 as Plan 62R-4575.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 125

TO EXTEND FLORA DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

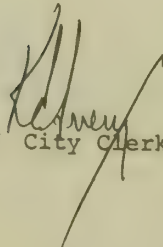
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to extend a portion of the highway known as Flora Drive by incorporating within its limits the lands described in Schedule "A" hereto.

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

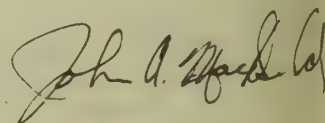
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Flora Drive.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 29th day of April A.D. 1980.


Deputy City Clerk




Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 28, Concession 3, Township of Saltfleet and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth, on December 3, 1979 as Plan 62R-5153.

The Corporation of the City of Hamilton

BY-LAW NO. 80- 126

To Amend:

By-law No. 76-32

Respecting:

PENALTIES

BODY-RUB PARLOURS

WHEREAS By-law No. 76-32, passed on the 27th day of January, 1976, under section 368a of The Municipal Act, R.S.O. 1970, Chapter 284, authorizes the licensing, regulating and governing of body-rub parlours and provides for a fine of not more than \$1,000 exclusive of costs;

AND WHEREAS section 470a of the said Act reads as follows:

470. (1) A by-law passed under section 368a or 368b may provide that every person who contravenes the by-law, and every director or officer of a corporation who concurs in such contravention by the corporation, is guilty of an offence and on summary conviction is liable to a fine not exceeding \$10,000 or to imprisonment for a term not exceeding one year, or to both.

(2) Where a corporation is convicted of an offence under subsection 1, the maximum penalty that may be imposed on the corporation is \$25,000 and not as provided therein.

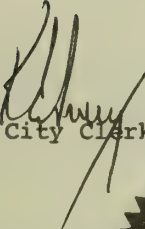
AND WHEREAS it is desirable to provide for a penalty as authorized in section 470a of the said Act.

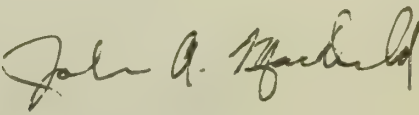
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

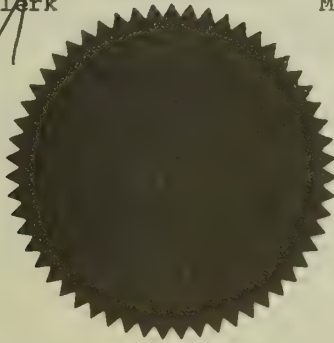
24. (1) Every person who contravenes any provision of this by-law and every director or officer of a corporation who concurs in such contravention by the corporation, is guilty of an offence and on summary conviction is liable to a fine not exceeding \$10,000, or to imprisonment for a term not exceeding one year, or to both.

(2) Where a corporation is convicted of an offence under subsection 1, the maximum penalty that may be imposed on the corporation is \$25,000 and not as provided therein.

PASSED this 29th day of April A.D. 1980.


Deputy City Clerk


Mayor



(1980) 5 R.L.F.C. 9, April 29

The Corporation of the City of Hamilton

BY-LAW NO. 80- 127

To Amend:

The Local Improvement Works By-law No. 10605

Respecting:

REVISED COSTS TO THE CORPORATION FOR THE
INSTALLATION OF LOCAL IMPROVEMENTS

WHEREAS By-law No. 10605, passed on the 15th day of December, 1964, as amended by By-law No. 67-150, passed on the 9th day of May, 1967 and By-law No. 73-72, passed on the 27th day of February, 1973, provided for the undertaking of local improvements in accordance with The Local Improvement Act;

AND WHEREAS it is desirable to revise the proportion of the costs of the installation of local improvements.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of subsection 4 of section 13 of By-law No. 10605, as amended by section 1 of By-law No. 73-72, is repealed and the following substituted therefor:

(a) the chargeable amount per metre frontage of the land abutting directly on the work.

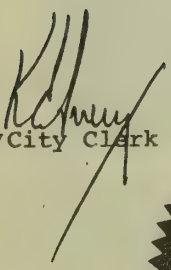
2. Subsection 3 of section 13 of the said By-law, as amended by By-law No. 73-72 is repealed and the following substituted therefor:

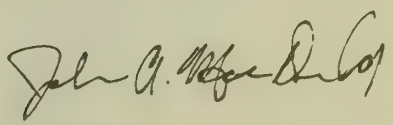
(3) The chargeable amount per metre frontage referred to in clause (a) of subsection 4, shall be as follows:

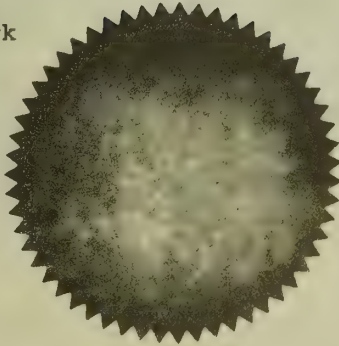
1. For curbs only at the rate of \$17.00 per metre frontage.
2. For sidewalks only at the rate of \$33.00 per metre frontage.

3. For sidewalks and independent curbs or combined sidewalks and curbs, at the rate of \$39.50 per metre frontage.
4. For roadway only, at the rate of \$57.50 per metre frontage.
5. For roadway and curb only in industrial subdivisions, at the rate of \$69.00 per metre frontage.
6. For alleyways, at the rate of \$33.50 per metre frontage.

PASSED this 29th day of April A.D. 1980.


Deputy City Clerk


Mayor



(1980) 5 R.T.E.C. 1, March 25

The Corporation of the City of Hamilton

BY-LAW NO. 80- 128

To Establish:

Site Plan Control

Respecting:

LAND LOCATED ON THE NORTH SIDE OF MOHAWK ROAD EAST,
IN THE AREA EAST OF UPPER WENTWORTH STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

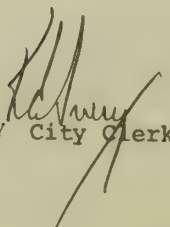
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

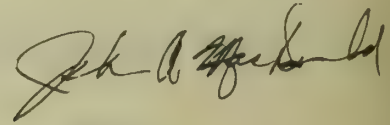
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

9. Land located on the North side of Mohawk Road East, in the area East of Upper Wentworth Street, shown on Appendix 9 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law.

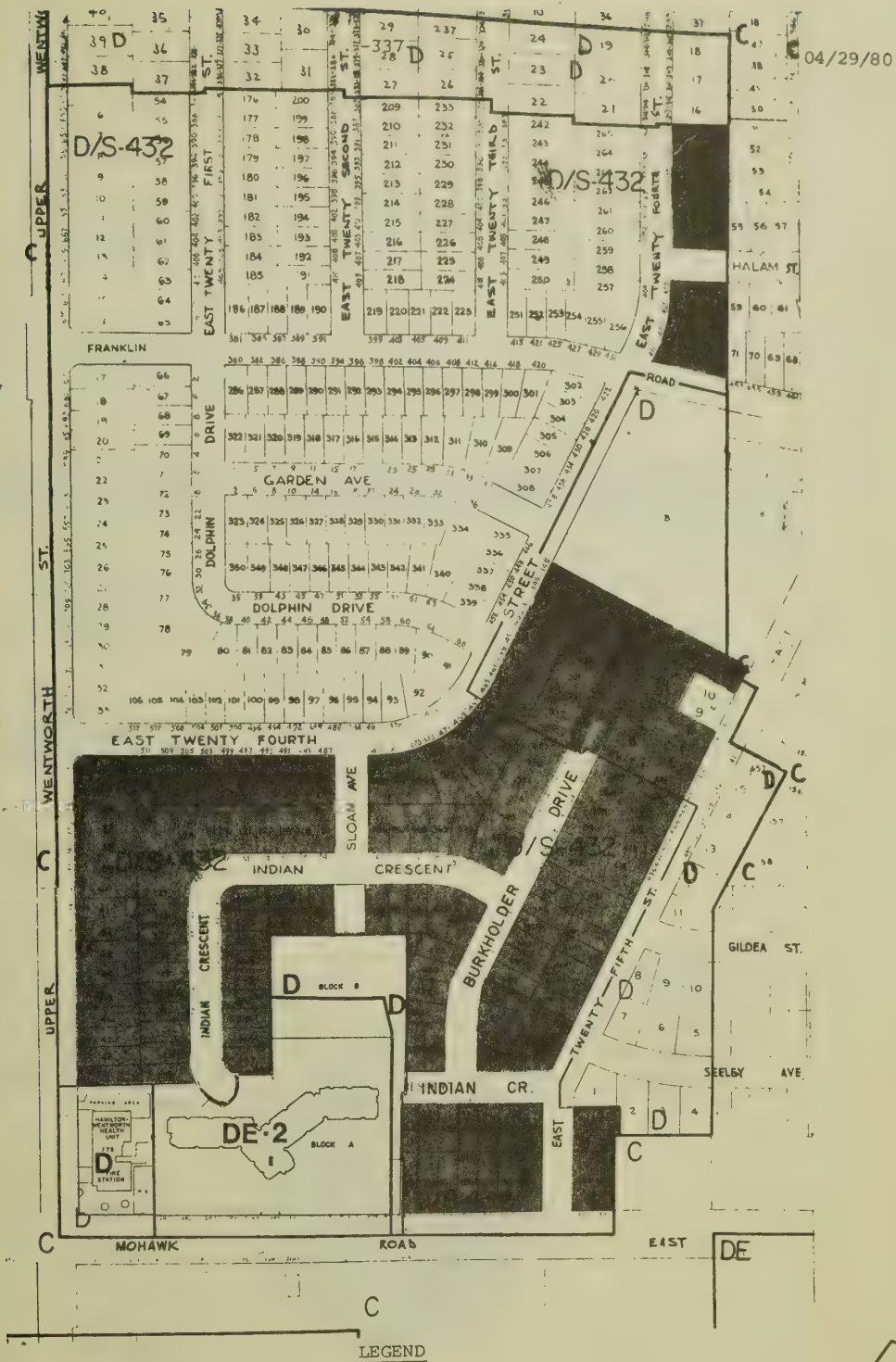
PASSED this 29th day of April A.D. 1980.


Deputy City Clerk


Mayor

(1980) 14 R.P.D.C. 4(a)(4), April 8
Ontario Land Corporation, Owner
SA 79-21





Lands on Part of Sheet No. E-26 and Part of Sheet No. E-27 of
The Zoning District Maps forming part of By-law 6593 Designated
as an area of Site Plan Control Pursuant to Section 35a of
The Planning Act.
Appendix 9 to By-law No. 80-128

Bill No. 128

This is Schedule "A" to By-law No. 80-128 passed the 29th day of April, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

Deputy City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 129

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE SOUTH SIDE OF LIMERIDGE ROAD EAST,
BETWEEN UPPER SHERMAN AVENUE AND UPPER GAGE AVENUE

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions and the special provisions set out in schedule S-517 to section 19B of By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a minimum side yard of 1.2 metres shall be required for that side of a lot abutting lands that are not part of the land shown on schedule "A" to which this by-law applies.

2. Notwithstanding section 10(4)(i) of By-law No. 6593, a lot or tract of land for a single family dwelling shall have a width of at least 9.0 metres and an area of at least 278 square metres.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions subject to the special requirements referred to in section 1.

04/29/80

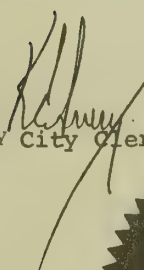
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-517a".

4. Sheets Nos. E-38A and E-38B of the District Maps are amended by marking the land referred to in section 1 of this by-law, "S-517a".

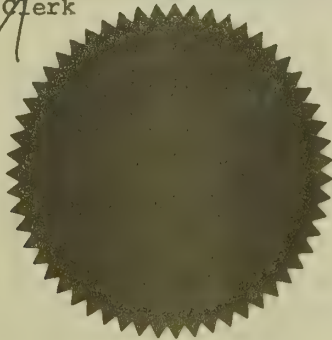
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

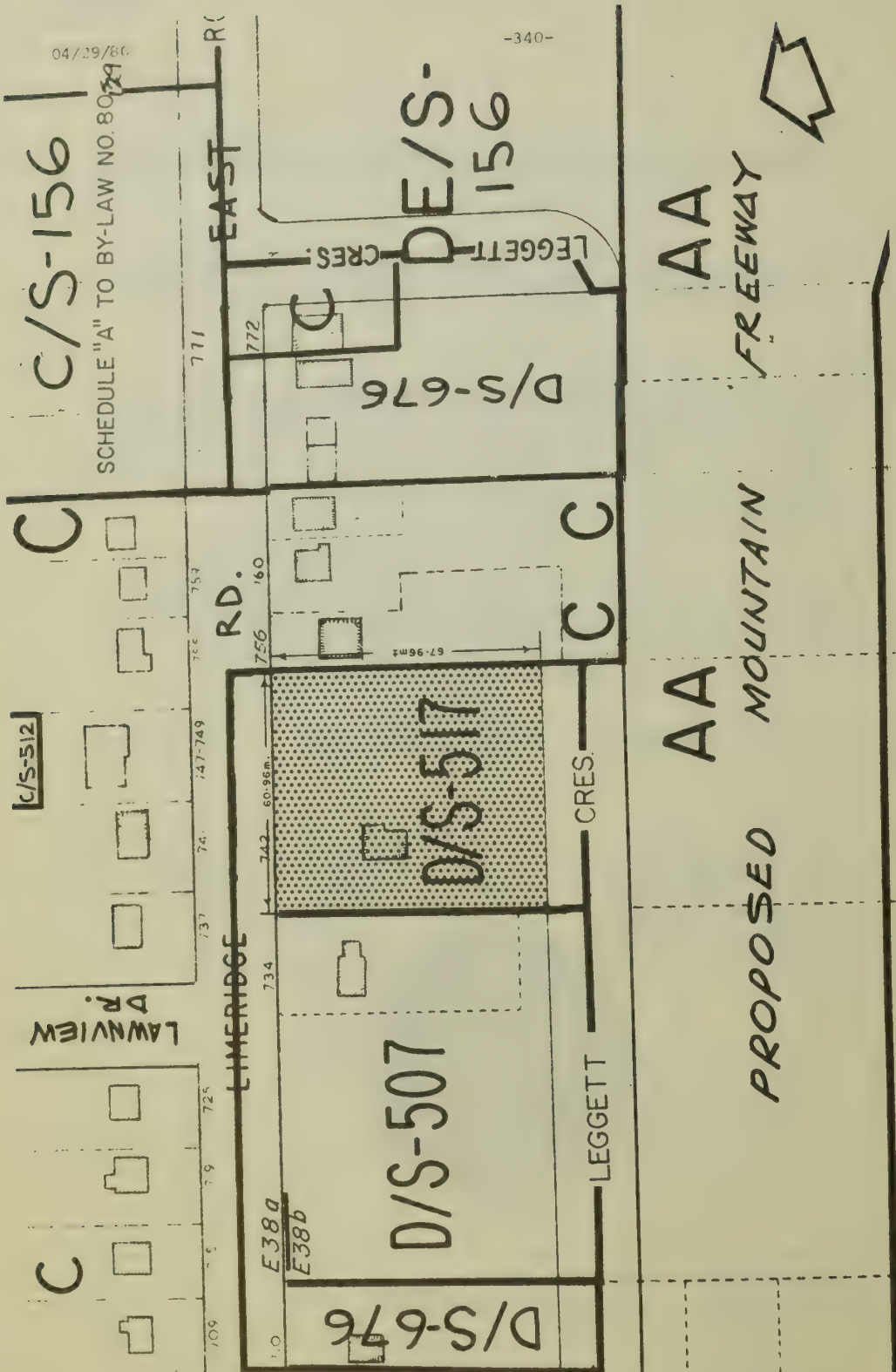
PASSED this 29th day of April A.D. 1980.


Deputy City Clerk


Mayor



(1980) 14 R.P.D.C. 2, April 8
Symroy Corporation Ltd., Owner
Z.A. 80-25



Bill No. 129

This is Schedule "A" to By-law No. 80-129 passed the 29th day of April, 1980.

Deputy City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 130

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 14 DUKE STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-5 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "E-3" (High Density Multiple Dwellings) district to "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "E-1" District provisions applicable to the land referred to in section 1 are amended to the extent only of the following variance as a special requirement:

- 1. The ground floor of the existing residential building may be converted and used for commercial purposes in accordance with section 11A of By-law No. 6593.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-1" District provisions, subject to the special requirement referred to in section 2.

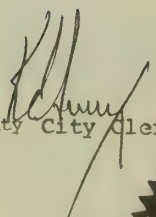
4. By-law No. 6593 is amended by adding this by-law to section 19E as "S-704".

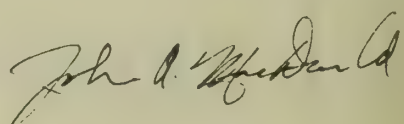
5. Sheet No. W-5 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-704".

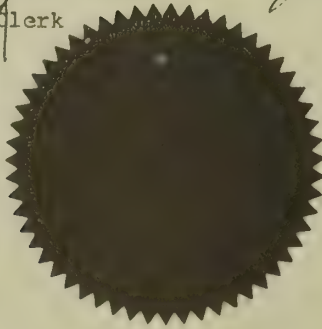
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of April A.D. 1980.

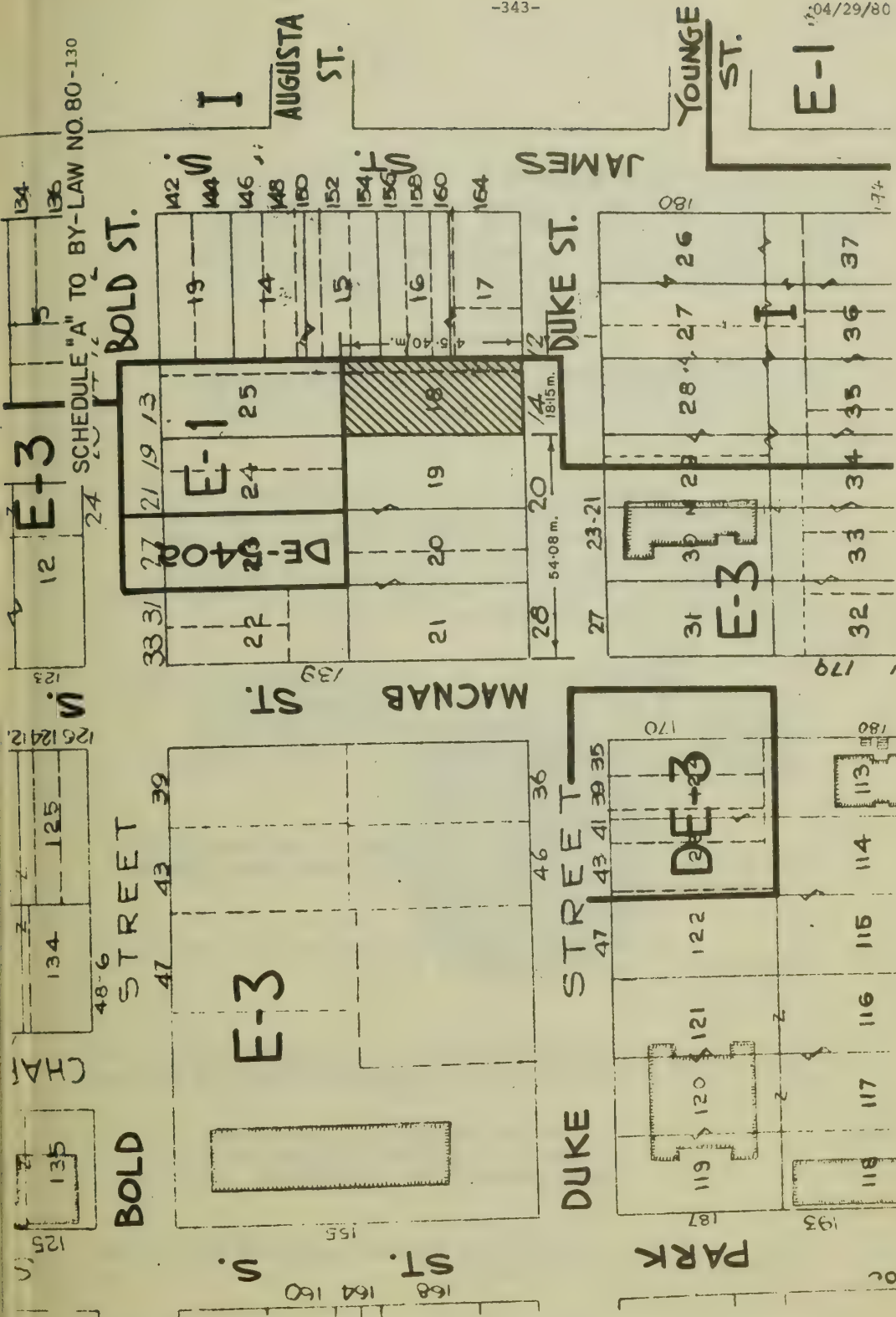

Deputy City Clerk


Mayor



(1980) 16 R.P.D.C. 4, April 29
W.A. Unsworth, Owner
Z.A. 80-03

04/29/80



LEGEND

Lands on Part of Sheet No. W-5 of The Zoning District Maps to be re-zoned from "E-3" (High Density Multiple Dwellings) District to "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District.

Bill No. 130

This is Schedule "A" to By-law No. 60-130 passed the 29th day of April, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

Deputy City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 131

To Amend:

Zoning By-law No. 79-333

Respecting:

LAND OCCUPIED BY THE IVOR WYNNE STADIUM

WHEREAS By-law No. 79-333, passed on the 11th day of December, 1979, provided (inter alia) for the use of the land shown on schedule "A" to the said by-law for public use in accordance with Item 4(i)(a) of the 36th Report of the Planning and Development Committee, adopted by City Council on November 13, 1979, describing the use as a publicly operated stadium;

AND WHEREAS Item 11 of the 16th Report of the Planning and Development Committee, adopted by City Council on April 29, 1980, required that By-law No. 79-333 be amended so as to clarify the intention to permit all of the public and commercial uses operated in the stadium;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

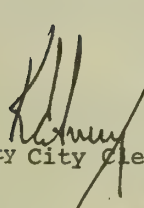
1. Clause (a) of paragraph 1 of section 1 of By-law No. 79-333 is repealed and the following substituted therefor:
 - (a) a stadium operated for public and commercial purposes and commercial uses accessory to the stadium; and
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-683a".
3. Sheet No. E-32 of the District Maps is amended by marking the land referred to in section 1 of By-law No. 79-333 as "S-683a".

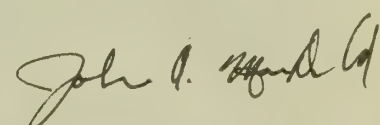
04/29/80

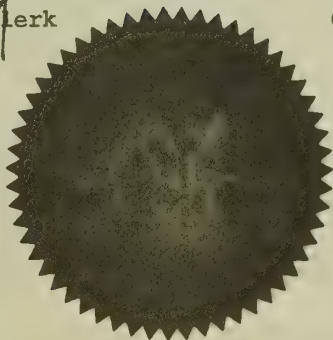
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of April A.D. 1980.


Deputy City Clerk


City Clerk



(1979) 36 R.P.D.C. 4, November 13
(1980) 16 R.P.D.C. 11, April 29
City Initiative 79-X

The Corporation of the City of Hamilton

BY-LAW NO. 80- 132

To Amend:

Streets By-law 9329

Respecting:

PARKING SPACE IN FRONT YARD

WHEREAS it is desirable to authorize the construction of Vehicle Approach Ramps to serve those properties where a parking space (9' by 19'6") can be provided only in such a manner that it is partly on private property and partly on a public highway, rather than the present required dimension of (9' by 20').

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

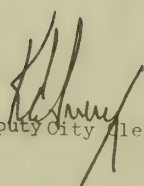
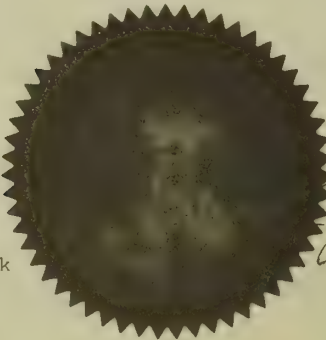
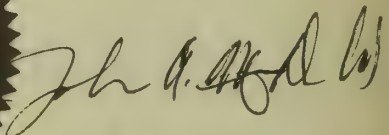
Subsection (8c) of By-law No. 9329 passed on the 9th day of May, 1961 as enacted by By-law No. 74-267 passed on the 12th day of November, 1974 is repealed and the following substituted therefor:

(8c) Notwithstanding clause (b) subsection 8a a vehicle approach ramp to a front yard shall be located to the satisfaction of the City Engineer and the Commissioner of Traffic where a parking space for a single family dwelling or two-family dwelling can be established having dimensions of not less than nine feet wide and nineteen feet, six inches long,

(a) located wholly within the front yard, or

(b) located partly in the front yard where there is registered on title an agreement for paving a portion of the highway, satisfactory to the City Engineer.

PASSED this 29th day of April , A.D. 1980.


Deputy City Clerk

Mayor

(1980) 6 T.E.C. 8, April 8.

04/29/80

Bill No. 133

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 133

TO CLOSE AND SELL A PORTION OF
BURKHOLDER DRIVE, WEST OF EAST 25th STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to stop-up and sell any highway or part of a highway.

AND WHEREAS it is deemed expedient to stop-up and sell a portion of the highway described herein.

AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic & Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

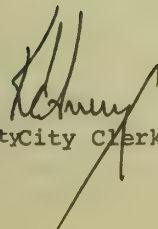
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portion of the highway described in Schedule "A" is hereby stopped-up.
2. Within nine months after the enactment of this By-law, Ontario Housing Corporation may purchase the said portion of highway for \$48,500.00 the said sum to be satisfied by the conveyances, by Ontario Housing Corporation to The Corporation of the City of Hamilton, of two blocks of land in Mohawk Gardens:
 - (i) Block 'B' according to Mohawk Gardens Phase 4, Plan M-247 with an area of 1.836 acres; and
 - (ii) Block 'N' according to draft plan of Mohawk Gardens with an area of about 3.381 acres;

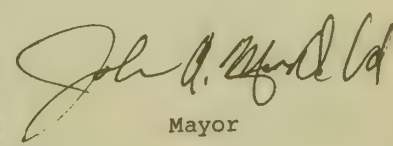
the said conveyances to satisfy as well the price for portions of Indian Crescent, Sloan Avenue and Dolphin Drive.

3. If Ontario Housing Corporation does not purchase the said portion of highway within the said period of nine months, or such period as may be fixed by a subsequent by-law, the sale thereof may be authorized to any other person at the same or a greater price.

PASSED this 29th day of April A.D. 1980.


Deputy City Clerk




Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Burkholder Drive according to Mohawk Park registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1115, part of Burkholder Drive, all of Reserve 'C' and part of Reserve 'D' according to Burkholder Park registered in the said Land Registry Office as Plan No. 995, the said Reserves 'C' and 'D' now incorporated into the limits of Burkholder Drive by City of Hamilton By-laws 7843 and 7829 dated respectively August 28th, 1956 and July 31st, 1956 and registered in the said Land Registry Office as Instruments No. 1788 and 1784, and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the said Land Registry Office on November 25, 1976 as Plan No. 62R-3294.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 134

TO CLOSE, STOP-UP AND SELL A PORTION OF
UPPER GAGE AVENUE AT RYMAL ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to stop-up and sell any highway or part of a highway.

AND WHEREAS it is deemed expedient to stop-up and sell a portion of the highway described herein.

AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act.

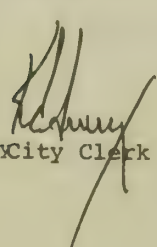
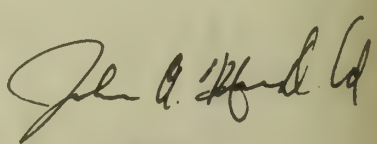
AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic & Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portion of the highway described in Schedule "A" is hereby stopped-up.
2. Within 60 days after the enactment of this By-law, Hamilton North Developments Limited, in trust; 250-251 Holdings Limited; and 250-252 Holdings Limited may purchase the said portion of highway for \$90,427.44.
3. If the said companies do not purchase the said portion of highway within the said period of 60 days, or such period as may be fixed by a subsequent by-law, the sale thereof may be authorized to any other person at the same or a greater price.

PASSED this 29th day of April

A.D. 1980.


Deputy City Clerk

Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth and Province of Ontario and being formerly in the Township of Barton in the County of Wentworth, and being composed of part of Upper Gage Avenue, (formerly King's Highway No. 55), as shown on a plan proposed by the Department of Highways, Ontario and deposited in the Land Registry Office for the Registry Division of Wentworth as Plan 130 Miscellaneous, the said part of Upper Gage Avenue being formerly part of Lot 6, Concession 8 in the said Township and being more particularly described as parts 4, 5 and 6 according to a reference plan received and deposited in the Land Registry Office for the Registry Division of Wentworth as Plan No. 62R-4871.

THE CORPORATION OF THE CITY OF HAMILTONBY-LAW NO. 80- 135

TO RECONSTRUCT AND SET ASIDE A PORTION OF CAROLINE STREET from HUNTER STREET
TO BOLD STREET BY WIDENING THE PAVEMENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to alter, establish, and layout any highway or part of a highway under its jurisdiction,

AND WHEREAS it is necessary to reconstruct and set aside a portion of Caroline Street by widening the pavement as described herein,

AND WHEREAS the Council of The Corporation of the City of Hamilton, at its meeting held on 26 February 1980 authorized the 1980 Reconstruction Programme,

AND WHEREAS Notice of this By-Law has been published as required by Section 446 of the said The Municipal Act,

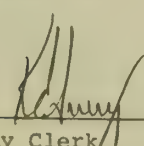
AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic and Engineering Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law,

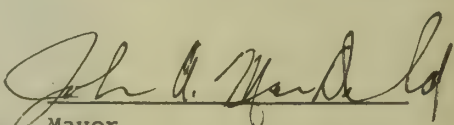
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON ENACTS AS FOLLOWS:

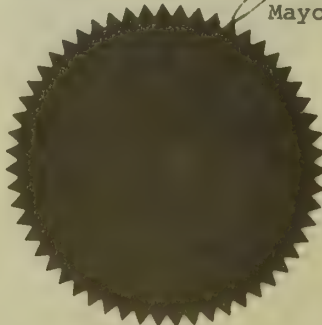
1. The reconstruction and widening of Caroline Street between Hunter Street and Bold Street be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and

ENACTED this 29th day of April , 1980.


Deputy City Clerk


Mayor



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80- 136

TO RECONSTRUCT AND SET ASIDE A PORTION OF CARRICK AVENUE from VINELAND AVENUE
TO MAIN STREET BY WIDENING THE PAVEMENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to alter, establish, and layout any or part of a highway under its jurisdiction,

AND WHEREAS it is necessary to reconstruct and set aside a portion of Carrick Avenue by widening the pavement as described herein,

AND WHEREAS the Council of The Corporation of the City of Hamilton, at its meeting held on 26 February 1980 authorized the 1980 Reconstruction Programme,

AND WHEREAS Notice of this By-Law has been published as required by Section 446 of the said The Municipal Act,

AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic and Engineering Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law,

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

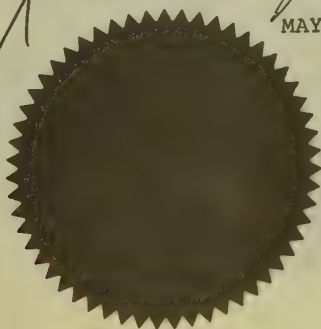
1. The reconstruction and widening of Carrick Avenue between Vineland Avenue and Main Street be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED AND

ENACTED this 29th of April , 1980.

DEPUTY CITY CLERK

MAYOR



THE CORPORATION OF THE CITY OF HAMILTONBY-LAW NO. 80- 137

TO RECONSTRUCT AND SET ASIDE A PORTION OF CONNAUGHT AVENUE FROM KING STREET TO THE NORTH END (AT SCHOOL) BY WIDENING THE PAVEMENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to alter, establish, and layout any highway or part of a highway under its jurisdiction,

AND WHEREAS it is necessary to reconstruct and set aside a portion of Connaught Avenue by widening the pavement as described herein

AND WHEREAS the Council of The Corporation of the City of Hamilton at its meeting held on 26 February 1980 authorized the 1980 Reconstruction Programme,

AND WHEREAS Notice of this By-Law has been published as required by Section 446 of the said The Municipal Act,

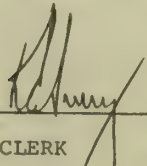
AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic and Engineering Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law,

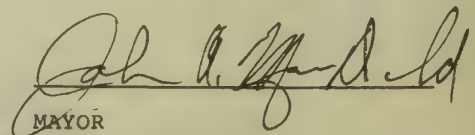
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

1. The reconstruction and widening of Connaught Avenue between King Street and the north end (at school) be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and

ENACTED this 29th day of April , 1980.


DEPUTY
CITY CLERK


MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80- 138

TO RECONSTRUCT AND SET ASIDE A PORTION OF HARMONY AVENUE ~~from~~ BARTON STREET
TO BRITANNIA AVENUE BY WIDENING THE PAVEMENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to alter, establish, and layout any highway or part of a highway under its jurisdiction,

AND WHEREAS it is necessary to reconstruct and set aside a portion of Harmony Avenue by widening the pavement as described herein,

AND WHEREAS the Council of The Corporation of the City of Hamilton at its meeting held on 26 February 1980 authorized the 1980 Reconstruction Programme,

AND WHEREAS Notice of this By-Law has been published as required by Section 446 of the said The Municipal Act,

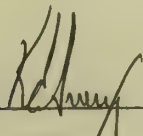
AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic and Engineering Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law,

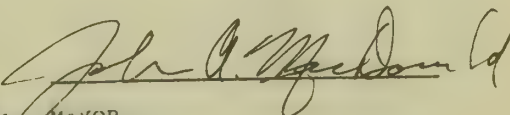
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

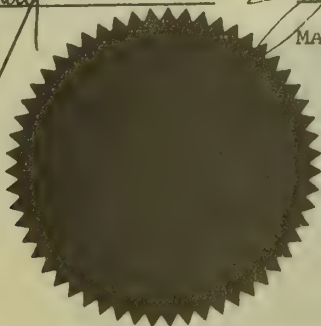
1. The reconstruction and widening of Harmony Avenue between Barton Street to Britannia Avenue be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and

ENACTED this 29th day of April , 1980.


DEPUTY
CITY CLERK


MAYOR



THE CORPORATION OF THE CITY OF HAMILTONBY-LAW NO. 80-139

TO RECONSTRUCT AND SET ASIDE A PORTION OF LINCOLN STREET from LINDEN STREET
TO BARTON STREET BY WIDENING THE PAVEMENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to alter, establish, and layout any highway or part of a highway under its jurisdiction,

AND WHEREAS it is necessary to reconstruct and set aside a portion of Lincoln Street by widening the pavement as described herein

AND WHEREAS the Council of The Corporation of the City of Hamilton at its meeting held on 26 February 1980 authorized the 1980 Reconstruction Programme,

AND WHEREAS Notice of this By-Law has been published as required by Section 446 of the said The Municipal Act,

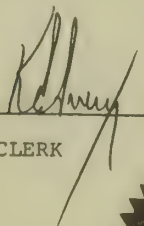
AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic and Engineering Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law,

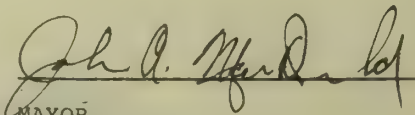
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

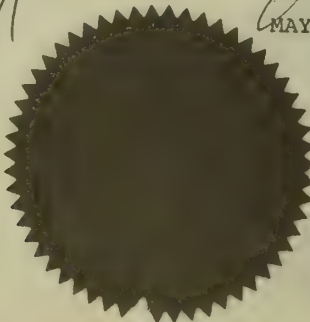
1. The reconstruction and widening of Lincoln Street between Linden Street to Barton Street be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and

ENACTED this 29th day of April , 1980.


DEPUTY
CITY CLERK


MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80-140

TO RECONSTRUCT AND SET ASIDE A PORTION OF NORWAY AVENUE from MAPLEWOOD AVENUE
TO AFTON AVENUE BY WIDENING THE PAVEMENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to alter, establish, and layout any highway or part of a highway under its jurisdiction,

AND WHEREAS it is necessary to reconstruct and set aside a portion of Norway Avenue by widening the pavement as described herein,

AND WHEREAS the Council of The Corporation of the City of Hamilton at its meeting held on 26 February 1980 authorized the 1980 Reconstruction Programme,

AND WHEREAS Notice of this By-Law has been published as required by Section 446 of the said The Municipal Act,

AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic and Engineering Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law,

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

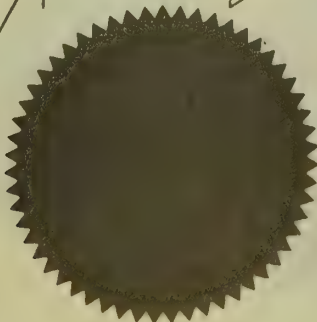
1. The reconstruction and widening of Norway Avenue between Maplewood Avenue and Afton Avenue be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and

ENACTED this 29th day of April , 1980.

DEPUTY
CITY CLERK

MAYOR



THE CORPORATION OF THE CITY OF HAMILTONBY-LAW NO. 80- 141

TO RECONSTRUCT AND SET ASIDE A PORTION OF ROSSLYN AVENUE from CANNON STREET
TO BARTON STREET BY WIDENING THE PAVEMENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to alter, establish, and layout any highway or part of a highway under its jurisdiction,

AND WHEREAS it is necessary to reconstruct and set aside a portion of Rosslyn Avenue by widening the pavement as described herein,

AND WHEREAS the Council of The Corporation of the City of Hamilton at its meeting held on 26 February 1980 authorized the 1980 Reconstruction Programme,

AND WHEREAS Notice of this By-Law has been published as required by Section 446 of the said The Municipal Act,

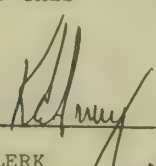
AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic and Engineering Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law,

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

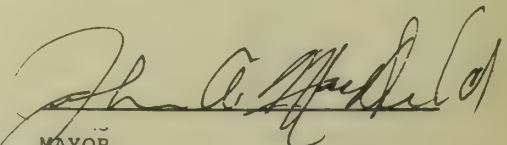
1. The reconstruction and widening of Rosslyn Avenue between Cannon Street and Barton Street be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and

ENACTED this 29th day of April , 1980.



DEPUTY
CITY CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80- 142

TO RECONSTRUCT AND SET ASIDE A PORTION OF COPE STREET from BARTON STREET
TO BRITANNIA AVENUE BY WIDENING THE PAVEMENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to alter, establish, and layout any highway or part of a highway under its jurisdiction,

AND WHEREAS it is necessary to reconstruct and set aside a portion of Cope Street by widening the pavement as described herein,

AND WHEREAS the Council of The Corporation of the City of Hamilton at its meeting held on 26 February 1980 authorized the 1980 Reconstruction Programme,

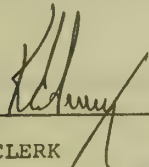
AND WHEREAS Notice of this By-Law has been published as required by Section 446 of the said The Municipal Act,

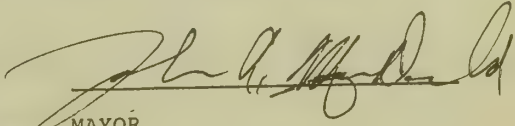
AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic and Engineering Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law,

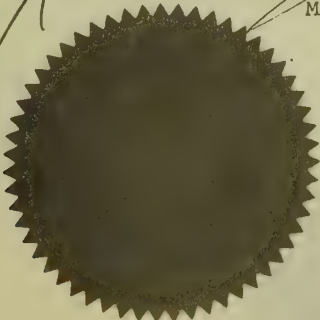
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

1. The reconstruction and widening of Cope Street between Barton Street and Britannia Avenue be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and
ENACTED this 29th day of April , 1980.


DEPUTY
CITY CLERK


MAYOR



THE CORPORATION OF THE CITY OF HAMILTONBY-LAW NO. 80- 143

TO RECONSTRUCT AND SET ASIDE A
PORTION OF CANNON STREET FROM
BALSAM AVENUE TO GAGE AVENUE BY
WIDENING THE PAVEMENT.

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to alter, establish, and layout any highway or part of a highway under its jurisdiction,

AND WHEREAS it is necessary to reconstruct and set aside a portion of Cannon Street by widening the pavement as described herein,

AND WHEREAS the Council of The Corporation of the City of Hamilton at its meeting held on 26 February 1980 authorized the 1980 Reconstruction Programme,

AND WHEREAS Notice of this By-Law has been published as required by Section 446 of the said The Municipal Act,

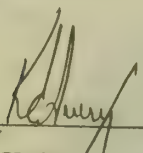
AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic and Engineering Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law.

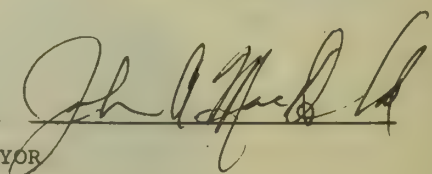
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON ENACTS AS FOLLOWS:

1. The reconstruction and widening of Cannon Street between Balsam Avenue to Gage Avenue be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. This By-Law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and

ENACTED this 29th day of April , 1980.


DEPUTY
CITY CLERK


MAYOR



BY-LAW NO. 80 - 144

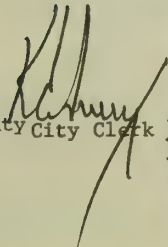
To Amend By-law No. 66-100 To Regulate Traffic

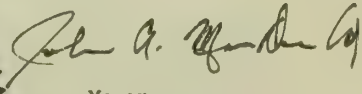
The Council of The Corporation of the City of Hamilton enacts as follows:-

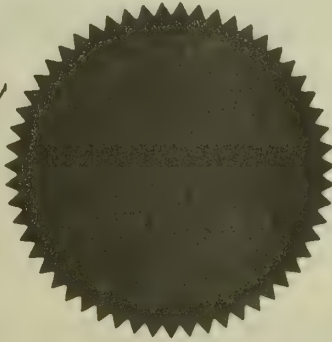
1. Schedule 29 (No Stopping Areas) of By-law No. 66-100 To Regulated Traffic passed on the 29th day of March, 1966 is hereby further amended by adding to Section A (No Stopping Anytime) the following item, namely:-

"Lanark East Warrington to 118 ft. south".

PASSED this 29th day of April , A.D. 1980.


Deputy City Clerk


Mayor



BY-LAW NO. 80 - 145

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended;

(a) by adding the following sub-section, namely:-

"14. One Hour Limit, between the hours of 8 o'clock in the forenoon and 8 o'clock in the following forenoon (24 hours) on the following streets or part of streets, except in such parts where parking or stopping is prohibited

STREET	SIDE	LOCATION
Province	West	Cannon to 190 ft. south".

(b) by adding to Section 10 (Three Hour Limit 8:00 AM - 8:00 PM) the following item, namely:-

"Arthur	Both	King to Wilson".
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2. Schedule 25A (Parking Time Limits, Mon - Fri) is hereby amended by adding to Section 8 (Two Hour Limit) the following item, namely:-

"Glennie	Both	Melvin to Britannia".
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3. Schedule 26 (No Parking Areas) is hereby amended;

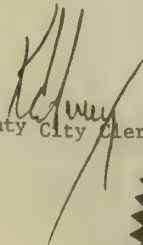
(a) by deleting from Section B (Loading Zones) the following item, namely:-

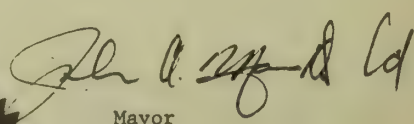
"East 32nd	East	52 ft.	65 ft. south of Concession".
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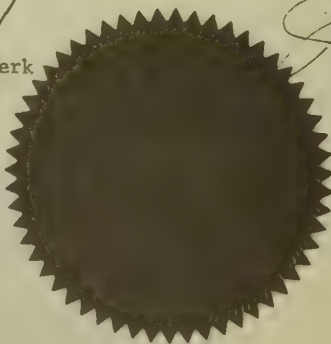
(b) by adding to Section C (No Parking 7:00 AM - 6:00 PM) the following item, namely:-

"East 32nd	East	From 25 ft. south of Concession to 93 ft. southerly".
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PASSED this 29th day of April , A.D. 1980


Deputy City Clerk


Mayor



Bill No. 146

BY-LAW NO. 80- 146

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 29TH DAY OF APRIL, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

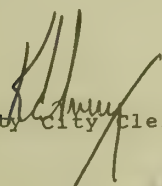
AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

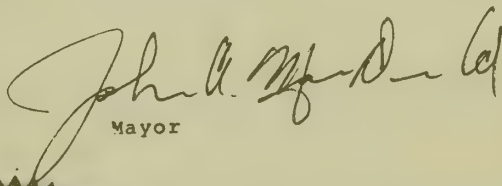
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 29th day of April A.D., 1980.


Deputy City Clerk


Mayor



05/07/80

Bill No 147

The Corporation of the City of Hamilton

BY-LAW NO. 80-147

To Levy:

AN ANNUAL TAX ON TELEGRAPH AND TELEPHONE
COMPANIES DOING BUSINESS IN ONTARIO

Respecting:

THE BELL TELEPHONE COMPANY OF CANADA AND
CANADIAN NATIONAL TELECOMMUNICATIONS AND
CANADIAN PACIFIC TELECOMMUNICATIONS

FILE NO.	
LETTER NO.	
JUL 11 1980	
ROUTE	REC'D
TRANS. SER.	ANS BY
REC SURV	FILED BY

WHEREAS section 304a of The Municipal Act, R.S.O. 1970, Chap. 284, as enacted by section 6 of The Municipal Amendment Act, 1972 (No. 2) empowers the Council of The Corporation of the City of Hamilton to levy on every telegraph and telephone company doing business in Ontario an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

AND WHEREAS The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

AND WHEREAS Canadian National Railway Company is a company doing telegraph business in the Municipality of the City of Hamilton under the name and style of Canadian National Telecommunications;

AND WHEREAS Canadian Pacific Limited is a company doing telegraph business in the Municipality of the City of Hamilton under the name and style of Canadian Pacific Telecommunications;

AND WHEREAS the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of The City of Hamilton is in the amount of \$60,578,912.00 for the year ended the 31st day of December, 1979;

AND WHEREAS the joint gross receipts of Canadian National Telecommunications and Canadian Pacific Telecommunications is in the amount of \$278,150.71 for the year ended December 31st, 1979;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that a tax for the fiscal year ended December 31, 1980 be levied,

- (a) on the Bell Telephone Company of Canada Limited in the amount of \$3,028,945.60 and
- (b) jointly on Canadian National Railway Company doing business as Canadian National Telecommunications and Canadian Pacific Limited doing business as Canadian Pacific Telecommunications in the amount of \$13,907.54.

2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectible and is a special lien under section 511 of The Municipal Act on all the lands of,

- (a) The Bell Telephone Company of Canada,
- (b) Canadian National Railway Company and Canadian Pacific Limited for any respective amounts that are due under the by-law,

PASSED this 7th day of May A.D., 1980.

[Signature]
CITY CLERK

[Signature]
MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 80 - 148

TO FIX THE RATES OF TAXATION
FOR MUNICIPAL PURPOSES FOR THE YEAR 1980

WHEREAS it is necessary that the Estimates, as prepared by the Board of Control for the year 1980 which set forth the revenues of The Corporation of the City of Hamilton, and the expenditures of The Corporation of the City of Hamilton,

- (a) for municipal, and
- (b) necessary for the purposes of any duly constituted board, commission or other body of The Corporation of the City of Hamilton

be approved, and

WHEREAS it is necessary to impose rates of taxation for the year 1980,

- (a) for municipal purposes, and
- (b) for the purpose of any duly constituted board, commission or other body of The Corporation of the City of Hamilton,

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. The estimates,

- (a) of the revenues
- (b) of the expenditures,

of The Corporation of the City of Hamilton for the year 1980 as prepared by the Board of Control, are hereby approved,

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$847,886,481.00, of which \$479,600,416.00 is Residential assessment and \$368,286,065.00 is Non-Residential assessment, the following rates of taxation,

- (a) for general municipal purposes 47.6115 mills
producing \$40,369,150.00
- (b) for the payment of debenture principal and
interest of the general municipal fund 5.3573
mills producing 4,542,390.00
- (c) for the purposes of the Public Library Board
6.3731 mills producing 5,403,670.00
\$50,315,210.00

3. The amount to be levied and raised against "residential" assessments in the amount of \$479,600,416.00 determined as required by The Municipal Act shall be reduced by \$4,269,060.00 or 8.9013 mills in accordance with Section 7(3) of the Ontario Unconditional Grants Act 1975 4,269,060.00
\$46,046,150.00

- 2 -

4. The rate to be levied against "residential" assessments determined as required by The Municipal Act for Municipal purposes is 50,4406 mills on the dollar.
5. The rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Municipal purposes is 59,3419 mills on the dollar.
6. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 7th day of May A.D., 1980.

[Signature]
CITY CLERK

[Signature]
MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 80- 149

TO FIX THE RATES OF TAXATION FOR REGIONAL PURPOSES FOR THE YEAR 1980

WHEREAS the Regional Municipality of Hamilton-Wentworth has approved the requisition to The Corporation of the City of Hamilton for \$46,635,391.00 representing the City of Hamilton's share of the cost of operating the Regional Municipality of Hamilton-Wentworth for the year 1980.

AND WHEREAS after the deduction of \$4,457,752.00 of 1980 estimated shared revenues, the funds for which have been provided in the City of Hamilton 1980 Estimates, and the addition of the net levy adjustments relating to prior years in the amount of \$452,318.00, it is intended to levy against the ratepayers of the City of Hamilton the resulting net amount of \$42,629,957.00 for the year 1980.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The estimated Corporation of the City of Hamilton's share of the Regional Municipality of Hamilton-Wentworth's 1980 levy, in the amount of \$46,635,391.00, is hereby adopted as part of the 1980 Estimates of the Corporation of the City of Hamilton.
2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$847,886,481.00, of which \$479,600,416.00 is Residential assessment and \$368,286,065.00 is Non-residential assessment, the following rates of taxation:
 - (1) for Regional purposes 54.9393 mills producing \$46,582,290.00
 - (2) the amount to be levied and raised against "residential" assessments in the amount of \$479,600,416.00 determined as required by The Municipal Act shall be reduced by \$3,952,333.00 or 8.2409 mills in accordance with Section 7(3) of the Ontario Unconditional Grants Act 1975 3,952,333.00

\$42,629,957.00
 - (3) the rate to be levied against "residential" assessments determined as required by The Municipal Act for Regional purposes is 46.6984 mills on the dollar
 - (4) the rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Regional purposes is 54.9393 mills on the dollar
 - (5) this by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 7th day of May A.D., 1980.



CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 80-150

TO FIX THE RATES OF TAXATION FOR SCHOOL PURPOSES FOR THE YEAR 1980

WHEREAS it is necessary that the Estimates of revenues and expenditures of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, as submitted to the Board of Control of the City of Hamilton, for school purposes, be approved, and

WHEREAS it is necessary to impose rates of taxation for the year 1980 for school purposes.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows,

1. The estimates

(a) of the revenues

(b) of the expenditures,

of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, for the year 1980, as submitted to the Board of Control, and the underlevy in 1979 in the amount of \$929,047.00, are hereby approved.

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of \$847,886,481.00, of which \$479,600,416.00 is Residential assessment and \$368,286,065.00 is Non-residential assessment, the following rates of taxation,

(a) for Public School purposes on all rateable property in the amount of \$710,064,279.00 of which \$359,432,087.00 is Residential assessment and \$350,632,192.00 is Non-residential assessment, liable for Public School rates 48,1781 mills producing \$ 34,209,540.00

(b) for Separate School purposes 48,1781 mills on all rateable property in the amount of \$137,822,202.00, of which \$120,168,329.00 is Residential assessment and \$17,653,873.00 is Non-Residential assessment, liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing 6,640,010.00

(c) for Secondary School purposes on all rateable property in the amount of \$847,886,481.00, of which \$479,600,416.00 is Residential assessment and \$368,286,065.00 is Non-Residential assessment, liable for Secondary School rates 39.7334 mills producing 33,689,410.00

\$ 74,538,960.00

3. The amount to be levied and raised against assessment in the amount of \$359,432,087.00 determined as required by The Municipal Act shall be reduced by \$2,597,510.00 or 7.2267 mills which is the amount of the estimated revenue from payments to be received by the Board of Education of The Corporation of the City of Hamilton in 1980 under The Education Act, 1974 2,597,510.00

4. The amount to be levied and raised against assessments in the amount of \$479,600,416.00 determined as required by The Municipal Act shall be reduced by \$2,858,427.00 or 5.9600 mills which is the amount of the estimated revenue from payments to be received by The Board of Education of The Corporation of the City of Hamilton in 1980 under The Education Act, 1974 2,858,427.00

5. The amount to be levied and raised against assessments in the amount of \$120,168,329.00 determined as required by The Municipal Act shall be reduced by \$868,419.00 or 7.2267 mills which is the amount of the estimated revenue from payments to be received by the Hamilton-Wentworth Roman Catholic Separate School Board in 1980 under The Education Act, 1974 868,419.00

\$ 68,214,604.00

6. The Education rate to be levied against "residential" assessment determined as required by The Municipal Act:
 - (a) by Public School supporters is 74.7248 mills on the dollar, and
 - (b) by Separate School supporters is 74.7248 mills on the dollar.

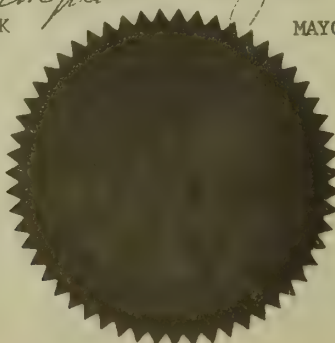
7. The Education rate to be levied against "non-residential" assessments determined as required by The Municipal Act:
 - (a) by Public School supporters is 87.9115 mills on the dollar, and
 - (b) by Separate School supporters is 87.9115 mills on the dollar.

8. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 7th day of May A.D., 1980.

[Signature]
CITY CLERK

[Signature]
MAYOR



The Corporation of the City of Hamilton

BY-LAW NO. 80- 151

TO FIX THE TOTAL RATES OF TAXATION FOR MUNICIPAL,
REGIONAL AND SCHOOL PURPOSES FOR THE YEAR 1980

WHEREAS the Council of The Corporation of the City of Hamilton has approved by-laws 80-148, 80-149 and 80-150 being by-laws to impose rates of taxation for the year 1980 for:

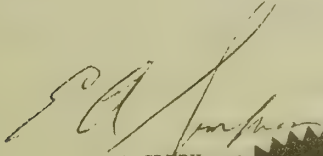
- (a) Municipal purposes
- (b) Regional purposes
- (c) Education purposes;

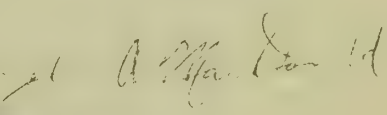
AND WHEREAS it is intended to consolidate herein the levies referred to in said by-laws,

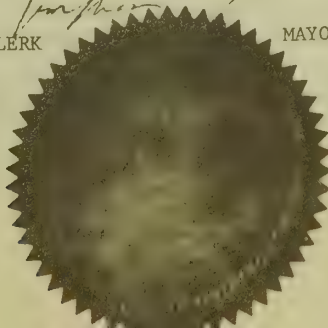
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The total rate to be levied against "residential" assessments determined as required by The Municipal Act:
 - (a) by Public School supporters is 171.8638 mills on the dollar, and
 - (b) by Separate School supporters is 171.8638 mills on the dollar.
2. The total rate to be levied against "non-residential" assessments determined as required by The Municipal Act:
 - (a) by Public School supporters is 202.1927 mills on the dollar, and
 - (b) by Separate School supporters is 202.1927 mills on the dollar.
3. This by-law comes into force on the date on which it is enacted by The Council of The Corporation of the City of Hamilton.

PASSED this 7th day of May A.D., 1980.


CITY CLERK


MAYOR



Bill No. 153

BY-LAW NO. 80- 152

To amend By-law 79-184 dealing with
Equalized Assessment and Tax Adjustment

WHEREAS, pursuant to Section 505 of The Municipal Act, R.S.O. 1970, Chapter 284, as re-enacted by The Municipal Amendment Act, 1979, The Corporation of the City of Hamilton enacted By-law 79-184 to establish a programme of tax adjustments to partially offset the results of Equalized Assessment, and, as part of the programme:

- (a) designated certain properties as classes of rateable property in which the Equalized Assessment for the taxes in 1979 exceeded the assessment for the taxes in 1978 by more than specified percentages, and
- (b) set dollar and percentage limits on the increase in taxes for 1979 (resulting from the Equalized Assessment), and
- (c) designated certain properties as classes of rateable property in which the Equalized Assessment for the taxes in 1979 decreased the assessment for the taxes in 1978 by more than certain percentages, and
- (d) set dollar and percentage limits on the decrease in taxes for 1979 (resulting from the Equalized Assessment), and
- (e) provided that the increases and decreases in taxes for 1980 (resulting from the Equalized Assessment) should be 66 2/3 per cent of the respective amounts for 1979, and
- (f) provided that the increases and decreases in taxes for 1981 (resulting from the Equalized Assessment) should be 33 1/3 per cent of the respective amounts for 1979.

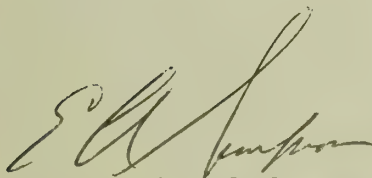
AND WHEREAS, the Equalized Assessment of certain of the said properties has been corrected so that, in 1980 and 1981, the amounts of the increases and decreases in taxes shown in the Schedules to By-law 79-184 and the portions thereof to be paid or withheld by the taxpayers and the City respectively should be correspondingly changed.

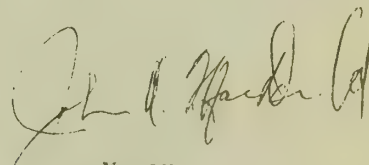
NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

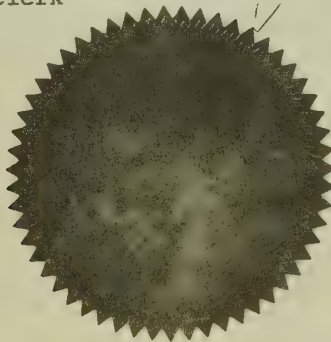
1. The properties listed in Schedule A hereof are those:
 - (i) whose Equalized Assessment was greater than the assessment for the taxes in 1978, and
 - (ii) whose corrected Equalized Assessment is less than the Equalized Assessment shown in By-law 79-184;
2. The properties listed in Schedule B hereof are those:
 - (i) whose Equalized Assessment was less than the assessment for the taxes in 1978, and
 - (ii) whose corrected Equalized Assessment is greater than the Equalized Assessment shown in By-law 79-184;

3. The properties listed in Schedule C hereof are those:
- (i) whose Equalized Assessment was greater than the assessment for the taxes in 1978, and
 - (ii) whose corrected Equalized Assessment is greater than the Equalized Assessment shown in By-law No. 79-184.
4. In Schedules A, B, C, D, E, F, G, H and I of By-law No. 79-184, the identifying codes and the figures for the properties in Schedules A, B, and C hereof are, for 1980 and 1981 hereby deleted and replaced by the codes and figures in Schedules A, B, and C hereof.

PASSED this 7th day of May A.D. 1980.


City Clerk


Mayor



BY-LAW NO. 80-153

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION
OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 7TH
DAY OF MAY, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being
Chapter 284 of the Revised Statutes of Ontario, 1970,
the powers of a municipal corporation are to be exer-
cised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of
The Municipal Act, being Chapter 284 of the Revised
Statutes of Ontario, 1970, the powers of every Council
are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the pro-
ceedings of the Council of The Corporation of the City
of Hamilton at this meeting be confirmed and adopted
by by-law.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the
City of Hamilton in respect to each recommendation con-
tained in the Report/Reports of the Board of Control and
in the Reports of the Committees and of the local Boards
and Commissions and each motion and resolution passed
and other action taken by the Council of The Corporation
of the City of Hamilton at this meeting is hereby adopted
and confirmed as if all such proceedings were expressly
in this by-law.
2. The Mayor and the proper officials of The Corporat-
ion of the City of Hamilton are hereby authorized and
directed to do all things necessary to give effect to the
action of the Council of The Corporation of the City of
Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-
Chairman of the Board of Control and the City Clerk, or
in the absence of the City Clerk, the Deputy City Clerk,
are authorized and directed to execute all documents
necessary in that behalf and to affix thereto the seal of
The Corporation of the City of Hamilton.

PASSED this 7th day of May A.D., 1980.

[Signature]
City Clerk

[Signature]
Mayor



05/13/80

Bill No. 154

BY-LAW NO. 80 - 154

TO APPOINT A CHIEF NOISE CONTROL OFFICER

FILE NO.	
JUL 11 1980	
ROUTE	ANS BY
ENV. SER.	FILED BY
PLS. SURV.	
O.M.	

WHEREAS the Council of The Corporation of the City of Hamilton on October 30, 1979, enacted "The Noise Control By-law", which By-law is numbered 79-292;

AND WHEREAS the Minister of the Environment approved the By-law on October 31, 1979;

AND WHEREAS the By-law set out certain duties to be performed by "the Chief Noise Control Officer";

AND WHEREAS City Council, on January 29, 1980, in adopting Item 32 of the 4th Report of Board of Control decided that the enforcement of The Noise Control By-law should be entrusted to the Regional Laboratories and that the City should pay the Region for this service, estimated to cost \$39,000.00 for the year 1980;

AND WHEREAS Regional Council, on April 1, 1980, in adopting Item 11 of the 6th Report of the Engineering Services Committee agreed that the Regional Laboratories would provide this service and that the Director of Regional Laboratories might be appointed Chief Noise Control Officer;

AND WHEREAS Section 352 63 of The Municipal Act authorizes councils of all municipalities to pass by-laws for appointing such officers as may be necessary for the purposes of the municipal corporation or for carrying into effect provisions of any by-law of the council and for prescribing their duties,

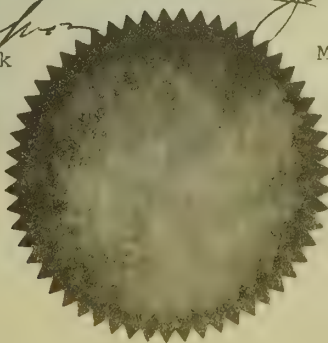
NOW THEREFORE The Council of the Corporation of the City of Hamilton hereby enacts as follows:

1. Mr. A. Victor Forde, the Director of Regional Laboratories, is hereby appointed Chief Noise Control Officer for the City of Hamilton.
2. The duties of the Chief Noise Control Officer are as set out in By-law 79-292.

PASSED this 13th day of May 1980.

[Signature]
City Clerk

[Signature]
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 155

To Amend:

Zoning By-law No. 75-61

As Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 17 JOHN STREET NORTH
and 139 CANNON STREET EAST

WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the set back of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

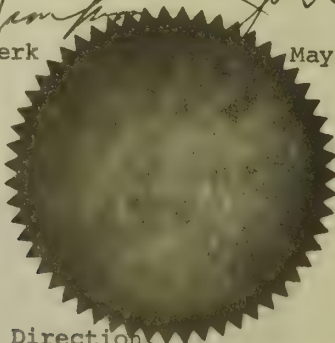
AND WHEREAS it is desirable to exempt the properties located at Nos. 17 John Street North and 139 Cannon Street East in order to permit the installation of signs on the proposed future road allowance as determined by the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of signs accessory to the lands located at Nos. 17 John Street North and 139 Cannon Street East.

PASSED this 13th day of May A.D. 1980.

John A. MacDonald
City Clerk Mayor



Board of Control Direction,
April 24, 1980

The Corporation of the City of Hamilton

BY-LAW NO. 80- 156

To Amend:

The Local Improvement Works By-law No. 10605

Respecting:

SEWERS AND PRIVATE DRAINS-

WHEREAS By-law No. 10605, passed on the 15th day of December, 1964, as amended by By-law No. 67-150, passed on the 9th day of May, 1967 and By-law No. 73-72, passed on the 27th day of February, 1973, provided for the undertaking of local improvements in accordance with The Local Improvement Act;

AND WHEREAS it is desirable to eliminate any reference to sewers and drains from the By-law inasmuch as the sole responsibility for collection and disposal of sewage is in the Regional Municipality of Hamilton-Wentworth and to make reference to the Traffic and Engineering Committee and to the Regional Commissioner of Engineering and, in place of the Assessment Commissioner, to the City Treasurer and Commissioner of Finance.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Clause (b) of section 2 of By-law No. 10605 is repealed and the following substituted therefor:

(b) "committee" means the council's Traffic and Engineering Committee;

(2) Section 2 of the said by-law is amended by adding thereto the following clauses:

(e) "engineer" means the Regional Commissioner of Engineering;

(f) "treasurer" means the City Treasurer and Commissioner of Finance.

(3) Section 2 of the said by-law is renumbered as subsection 1 of section 2 and is amended by adding the following thereto:

(2) A reference to the Assessment Commissioner in this by-law shall be deemed to be a reference to the treasurer.

2. Section 8 of the said by-law is amended by striking out "city" in the second line.

3. Section 12 of the said by-law is repealed and the following substituted therefor:

12. Upon completion of the work, the treasurer in co-operation with the engineer shall prepare a statement of actual cost of the completed works and the treasurer shall prepare a special assessment roll in accordance with the requirements of The Local Improvement Act and this by-law.

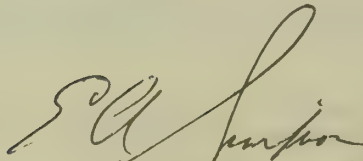
4. (1) Subsections 2 and 3 of section 13 of the said by-law are repealed.

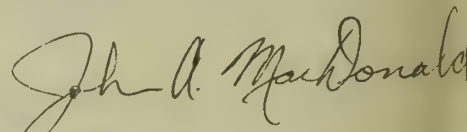
(2) Clause (a) of subsection 6 of section 13 of the said by-law is repealed.

(3) Clause (b) of subsection 6 of section 13 of the said by-law is amended by striking out "75 feet" in the second line and inserting in lieu thereof "23 metres".

5. Clauses (b) and (c) of section 14 of the said by-law are repealed.

PASSED this 13th day of May A.D. 1980.


City Clerk


Mayor



05/13/80

Bill No. 157

The Corporation of the City of Hamilton

BY-LAW NO. 80- 157

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 404 BIRCH AVENUE

WHEREAS a Notice dated the 27th day of November, 1979 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 4th day of January, 1980 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

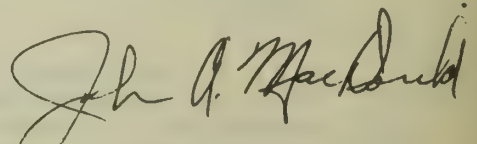
AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

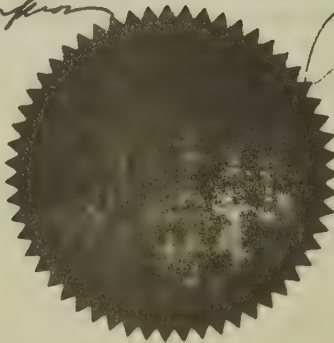
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 13th day of May A.D. 1980.


City Clerk


Mayor



(1980) 15 R.P.D.C. 1, April 29

SCHEDULE "A"

To

BY-LAW NO. 80-157

Municipal Address: 404 Birch Avenue,
Hamilton, Ontario.

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, Regional Municipality of Hamilton-Wentworth (formerly in the City of Hamilton, in the County of Wentworth), being composed of part of Lots 19 and 20 on the east side of Birch Avenue between the Grand Trunk Railway and Burlington Street according to M. Levy's subdivision of part of Lot Number 9 in the First Concession of the Township of Barton, registered Plan Number 547, more particularly described as follows, that is to say:

COMMENCING at a point in the south eastern limit of Birch Avenue distant 18 feet 9 inches measured southwesterly along the said limit of Birch Avenue from the northeasterly angle of Lot Number 19;

THENCE southeasterly in a straight line 93 feet 1½ inches more or less to the southeasterly angle of Lot Number 19;

THENCE easterly along the southern limit of Lot Number 20, 17 feet to the south-easterly angle of Lot Number 20;

THENCE northwesterly in a straight line 93 feet 4 inches more or less to a point in the southeasterly limit of Birch Avenue distant 6 feet 11 inches measured northeasterly along the said limit of Birch Avenue from the northeasterly angle of Lot Number 19'

THENCE southwesterly along the southeasterly limit of Birch Avenue 25 feet 8 inches to the place of beginning;

ON the above described parcel of land being erected the brick dwelling known as Number 404 Birch Avenue;

TOGETHER WITH the right to pass over, along and upon the passageway between the southwestern boundary of the herein described parcel and the north-eastern face of the brick dwelling erected on the land immediately to the southwest, the production of said passageway northwesterly to the eastern limit of Birch Avenue and the production also southeasterly to a point distant 58 feet measured southerly from the southeastern limit of Birch Avenue;

SUBJECT TO the right by the owners and occupants of the brick dwelling erected on the lands immediately to the southwest to pass over, along and upon the passageway between the southwestern boundary of the herein described parcel and the southwestern face of the brick dwelling erected on the lands herein described, the production of said passageway northwesterly to the eastern limit of Birch Avenue and the production also southeasterly to a point distant 58 feet measured southeasterly from the southeastern limit of Birch Avenue;

TOGETHER WITH the right to pass over, along and upon the passageway between the brick dwelling erected on the lands immediately to the northeast and the northeastern boundary of the herein described parcel the production of said passageway northwesterly to the eastern limit of Birch Avenue and the production also southeasterly to a point distant 58 feet measured southeasterly, from the southeastern limit of Birch Avenue;

SUBJECT also the right by the owners and occupants of the brick dwelling erected on the lands immediately to the northeast to pass over, along and upon the passageway between the northeastern boundary of the herein described parcel and the northeastern face of the brick dwelling erected on the lands herein described, the production of said passageway northwesterly to the eastern limit of Birch Avenue and the production also southeasterly to a point distant 58 feet measured southeasterly from the southeastern limit of Birch Avenue.

Bill No. 158

The Corporation of the City of Hamilton

BY-LAW NO. 80- 158

To Authorize:

1. The construction of local improvements on Hadeland Avenue as described in Schedule "A";
2. The special assessment to pay a portion of the cost, upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 2 of the 4th Report of the Traffic and Engineering Committee on the 11th day of March, 1980;

AND WHEREAS the Ontario Municipal Board did on the 17th day of April, 1980, issue Order No. E 80260, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on petition at an estimated cost of \$57,000.00
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$6,718.63 for the purpose.

NOWHEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$57,000.00.

2. The share or portion of the estimated cost of the works in the amount of \$6,718.63 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

- (a) to the extent sufficient to provide an amount not exceeding \$6,718.63; and

- 2 -

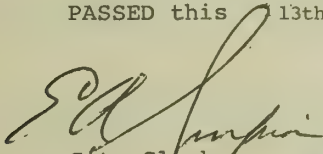
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

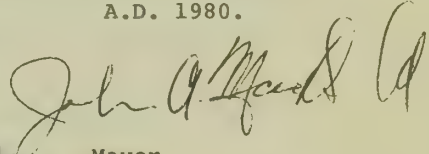
4. The Regional Commissioner of Engineering is hereby authorized to -

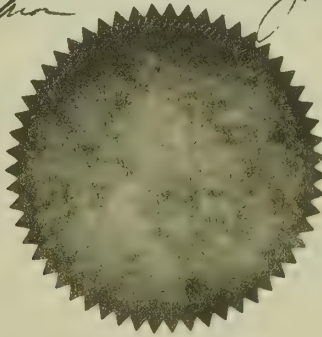
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 13th day of May A.D. 1980.


City Clerk


Mayor



SCHEDULE "A" TO BY-LAW 80- 158

The Construction on Hadeland Avenue from Upper Paradise to 61 metres easterly of a roadway, concrete curbs and independent walks at the costs and charges not exceeding those set out below:

City's share	\$50,281.37
Owners' share	<u>6,718.63</u>
Total Estimated Cost	<u><u>\$57,000.00</u></u>

Estimated Cost per metre frontage: \$29.50

Fifteen annual installments

The Corporation of the City of Hamilton

BY-LAW NO. 80-159

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 1301 and 1315 UPPER WELLINGTON STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "JJ" (Restricted Light Industrial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. The use of the land, buildings or structures for any purpose other than the existing industrial use at the time of the passing of this by-law, and any expansion thereof, is prohibited.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "JJ" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-705".

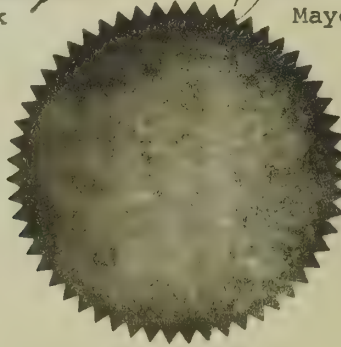
4. Sheet No. E-18B of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-705".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 13th day of May A.D. 1980.

SA Pearson
City Clerk

John A. Munn
Mayor



(1980) 16 R.P.D.C. 8, April 29
City Initiative 79-CC

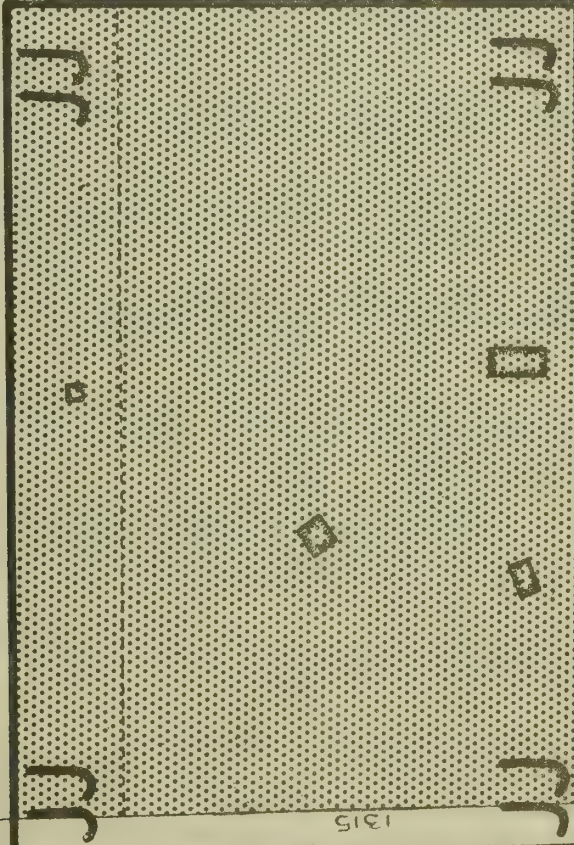
05/13/80



SCHEDULE "A" TO BY-LAW NO. 80-159

AA

AA



LEGEND

Lands on Part of Sheet No. E-18B of The Zoning District Maps to be regulated by By-law No. 80-159.



WELLINGTON ST.

UPPER

AA

AA
C

Bill No. 159

This is Schedule "A" to By-law No. 80-159 passed the 13th day of May, 1980, A.D.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-160

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NUMBERS
196, 198 and 202 WELLINGTON STREET SOUTH

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-5 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "E" (Multiple Dwellings, Lodges, Clubs, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

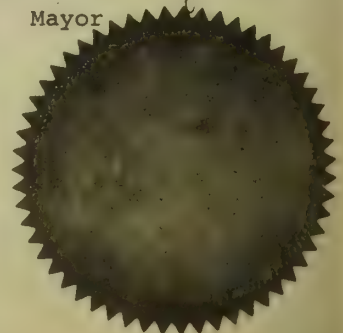
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 13th day of May A.D. 1980.

E.A. Simpson
City Clerk

John A. MacDonald
Mayor

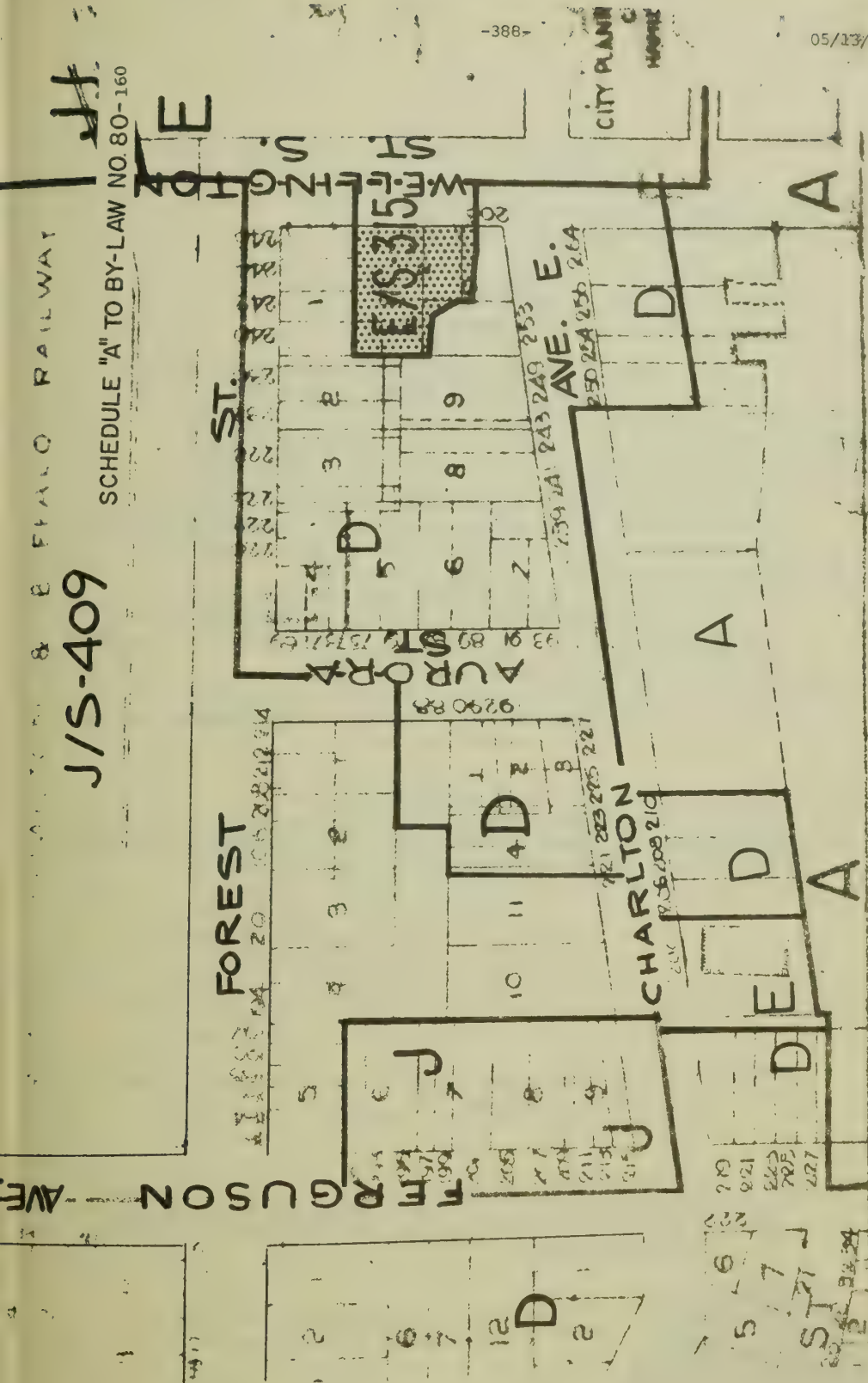
(1980) 16 R.P.D.C. 2, April 29
Spallacci Construction Ltd., Owner
Z.A. 80-29





J/S-409

SCHEDULE "A" TO BY-LAW NO. 80-160



LEGEND

Lands on Part of Sheet No. E-5 of The Zoning District Maps to be re-zoned from "E" (Multiple Dwellings, Lodges, Clubs, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.



Bill No. 160

This is Schedule "A" to By-law No. 80-160 passed the 13th day of May, 1980.A.D.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 161

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 920, 924,
928 and 936 MOHAWK ROAD WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-43A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "RT-20" (Townhouse - Maisonette) district, the land,

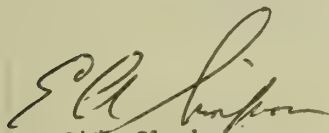
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

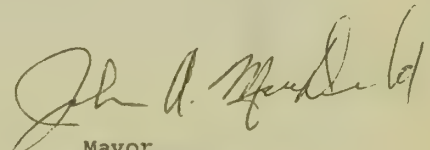
2. The "RT-20" (Townhouse - Maisonette) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

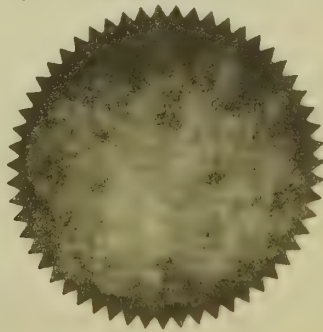
- 1. The density of development shall not exceed 8 townhouse dwelling units.
- 2. Required parking shall be permitted in the required front yard.

3. A side yard of at least 1.2 metres in width shall be provided and maintained along the westerly lot line.
4. A townhouse dwelling comprised of at least 2 dwelling units shall be permitted.
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 2.
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-703".
5. Sheet No. W-43A of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-703".
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 13th day of May A.D. 1980.


City Clerk


Mayor



(1980) 16 R.P.D.C. 3, April 29
J. Gollob Construction Ltd., Owner
Z.A. 80-12

05/13/80

81
83
85
87
89
91

-398

D/S
-10

51
49
47
45

MAGNOLIA
DRIVE

WEST

E-2/S-200

LEGEND

Lands on part of Sheet No. W-43A of the Zoning District Maps to be re-zoned from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "RT-20" (Townhouse - Maisonette) District.

RT/S-384

MOHAWK

908

932

E-2/S-393

E-2/S-355

D/S-612

LAVINA - CRESCENT

SCHEDULE "A" TO BY-LAW NO. 80-161

C

LAVINA
CR.

AA

Bill No. 161

This is Schedule "A" to By-law No. 80-161 passed the 13th day of May, 1980, A.D.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 162

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 203 CENTENNIAL PARKWAY NORTH

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. A body and fender repair shop shall be permitted accessory to a car sales agency.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-299a".

4. Sheets Nos. E-103 and E-104 of the District Maps are amended by marking the land referred to in section 1 of this by-law, "S-299a".

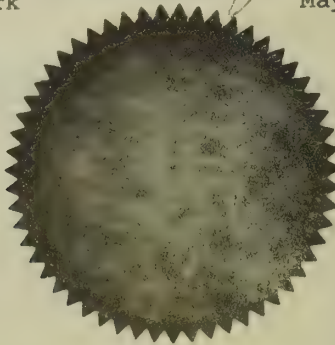
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 13th day of May A.D. 1980.

W.A. Simpson
City Clerk

John A. MacDonald
Mayor



(1980) 16 R.P.D.C. 5, April 29
Parkway Toyota Limited,
Prospective Owner
Z.A. 80-23

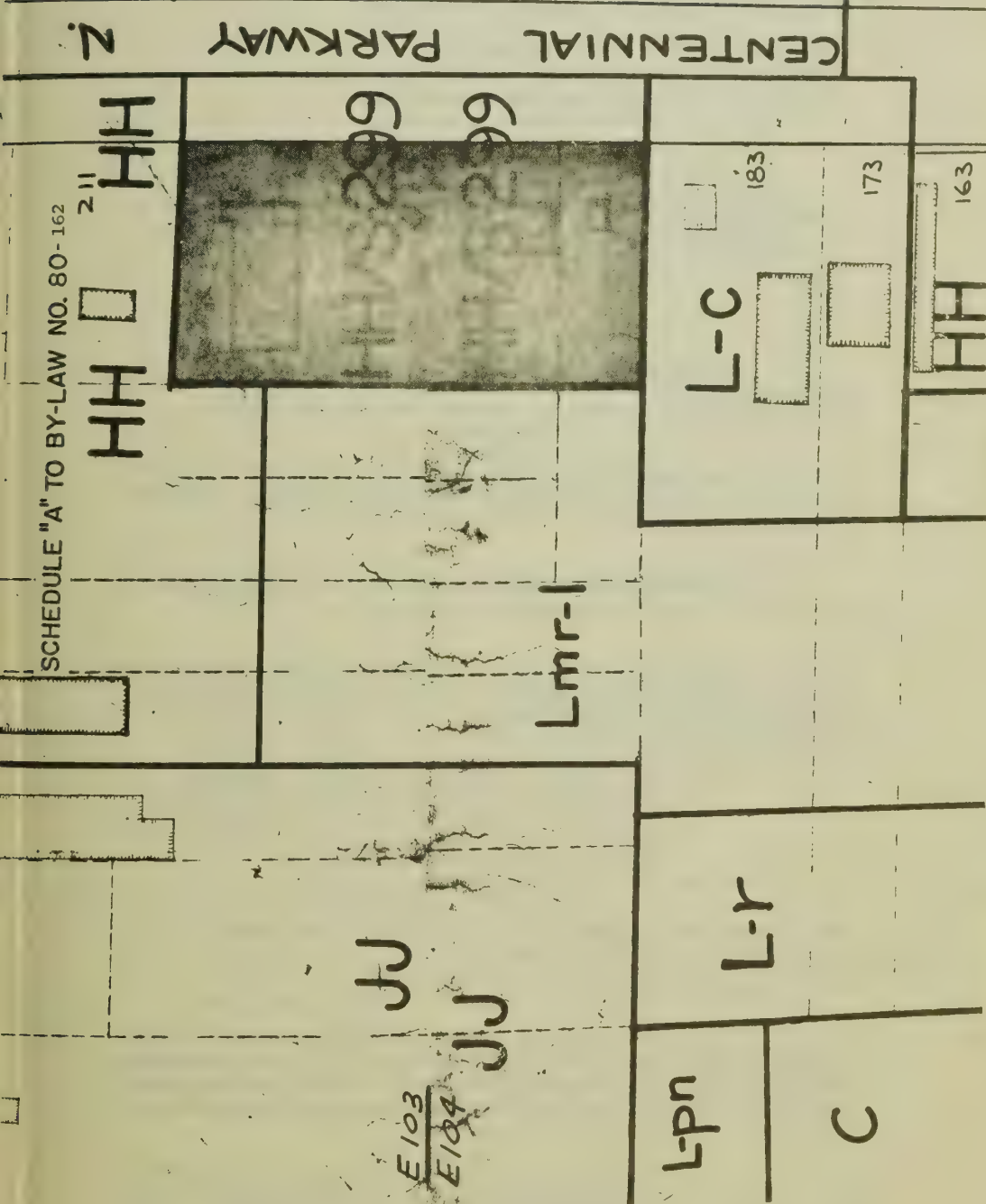
05/13/80

G-1/S-
635

DE-2/S
-293



SCHEDULE "A" TO BY-LAW NO. 80-162



LEGEND

Lands on Part of Sheet No. E-103 and Part of Sheet No. E-104 of The Zoning District Maps to be regulated by By-law No. 80-162

Bill No. 162

This is Schedule "A" to By-law No. 80-162 passed the 13th day of May, 1980, A.D.

PA Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. Macdonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 163

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 21 CROOKS STREET
AND LAND LOCATED ON THE NORTH SIDE OF YORK BOULEVARD,
EXTENDING BETWEEN LOCKE STREET AND CROOKS STREET

WHEREAS it is intended to change the zoning of
the lands hereinafter referred to and to establish special
requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with
the Official Plan of the Hamilton Planning Area, approved
by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:

1. Sheet No. W-11 of the District Maps, appended to
and forming part of By-law No. 6593, passed on the 25th
day of July, 1950, is amended,

- (a) by changing from "D" (Urban Protected
Residential - One and Two Family Dwell-
ings, etc.) district to "H" (Community
Shopping and Commercial, etc.) district,
the land comprised in Block 1,

the extent and boundaries of which Block are shown on a
plan hereto annexed as schedule "A".

2. The "H" District provisions applicable to the
lands referred to in section 1 and to the lands shown on
schedule "A" as Blocks 2 and 3, are amended to the extent
only of the following variances as special requirements:

1. Block 1 shall be used for the commercial
uses referred to in section 14(1) of
By-law No. 6593 only in conjunction with
Blocks 2 and 3.
2. Paragraphs 2 to 12 of section 7 of By-law
No. 76-233, as amended by By-laws Nos.
77-46 and 80-009, shall apply to Blocks
1, 2 and 3.

05/13/80

3. Not less than one loading space shall be provided and maintained on the lands comprised in Blocks 1, 2 and 3.
4. The area of Blocks 1 and 3 shall be included with the area of Block 2 for the purpose of calculating,
 - (a) density of development;
 - (b) parking requirements;
 - (c) location of required parking.
5. The following are repealed:
 1. Sections 2, 3, 4, 5 and 6 of By-law No. 76-152.
 2. Sections 2, 3, 4, 5 and 6 of By-law No. 76-311.
 3. Sections 2, 3, 4, 5 and 6 of By-law No. 79-328.
6. Section 18(12) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions subject to the special requirements referred to in section 2.

4. (1) Schedule "B-1980" is hereto annexed and forms part of this by-law.

(3) For the purpose of this by-law, schedule "B-1980" prescribes and illustrates as special requirements,

- (a) measurement in metres from one point to another at each end of a line representing a Feature for which a corresponding measurement is applicable; and
- (b) the slope in degrees from a horizontal line at grade level of a Feature either separately or in relation to one or more Features.

5. By-law No. 6593 is amended by adding this by-law to section 19B as "S-700".

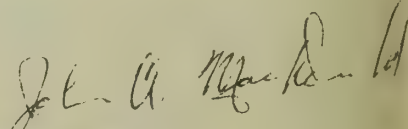
6. Sheet No. W-11 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-700".

7. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

8. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

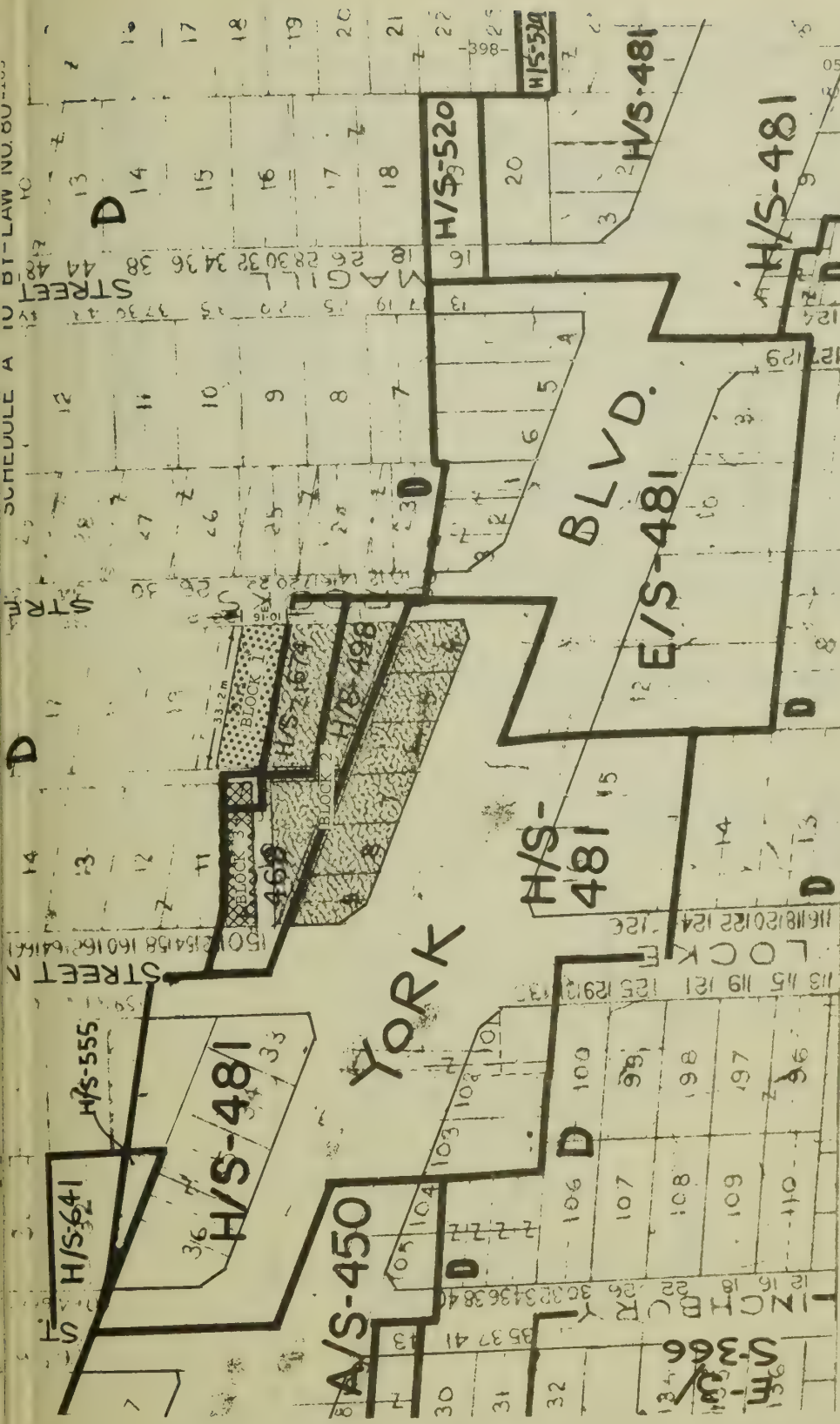
PASSED this 13th day of May A.D. 1980.


City Clerk


Mayor



(1980) 16 R.P.D.C. 1, April 29
Arthur Young, Owner
Z.A. 80-18



Lands on Part of Sheet No. W-11 of The Zoning District Maps to be re-zoned from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H" (Community Shopping and Commercial, etc.) District.

Lands to be regulated by By-law No. 80- 163

Bill No. 163

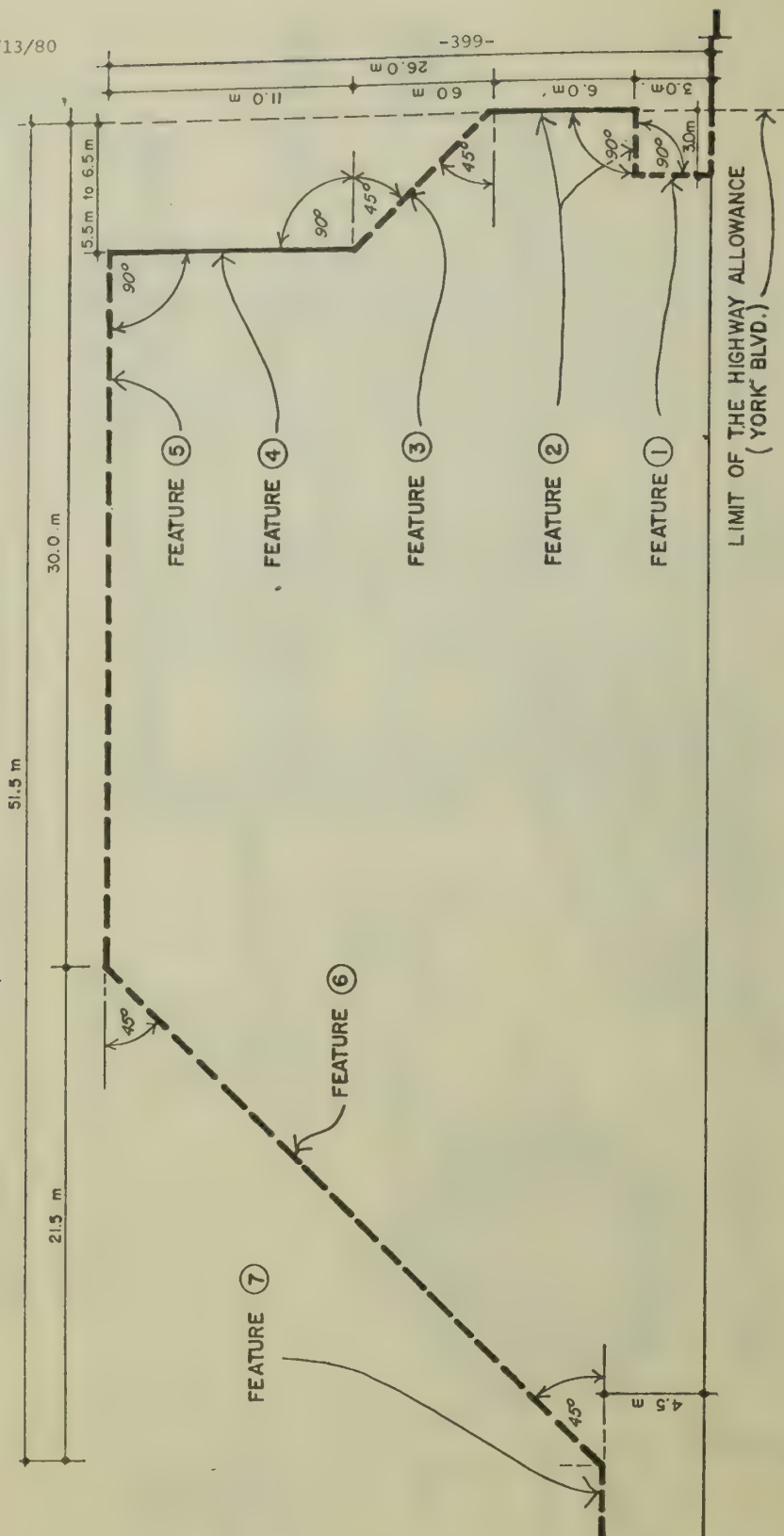
This is Schedule "A" to By-law No. 80- 163 passed the 13th day of May, 1980, A.D.

THE CORPORATION OF THE CITY OF HAMILTON

John A. Macdonald
City Clerk

John A. Macdonald
Mayor

05/13/80



Bill No. 163

This is Schedule "B-1996" to By-law No. 80- 163 passed the 13th day of May, 1980, A.D.

S.A. *[Signature]*
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

INCORPORATION OF THE CITY OF HAMILTON

John A. Macdonald

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-164

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON BOTH SIDES OF VAN WAGNER'S BEACH ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. In addition to the uses permitted in section 7A of By-law No. 6593, as amended by section 1 of By-law No. 75-269, passed on the 30th day of September, 1975,
 - (a) a restaurant use with facilities for dancing; and
 - (b) a theatre use,shall be permitted.

2. Parking areas shall be provided and maintained accessory to the uses referred to in paragraph 1.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-442a".

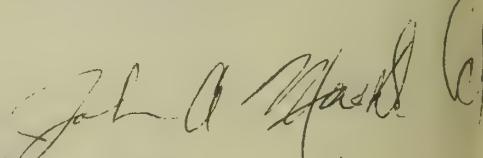
4. Sheets Nos. E-100 and E-101 of the District Maps are amended by marking the land referred to in section 1 of this by-law, "S-442a".

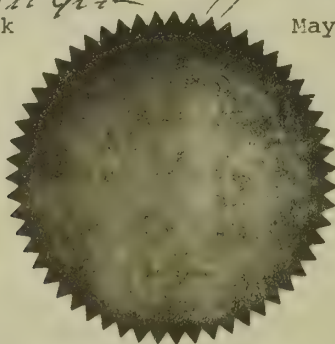
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 13th day of May A.D. 1980.

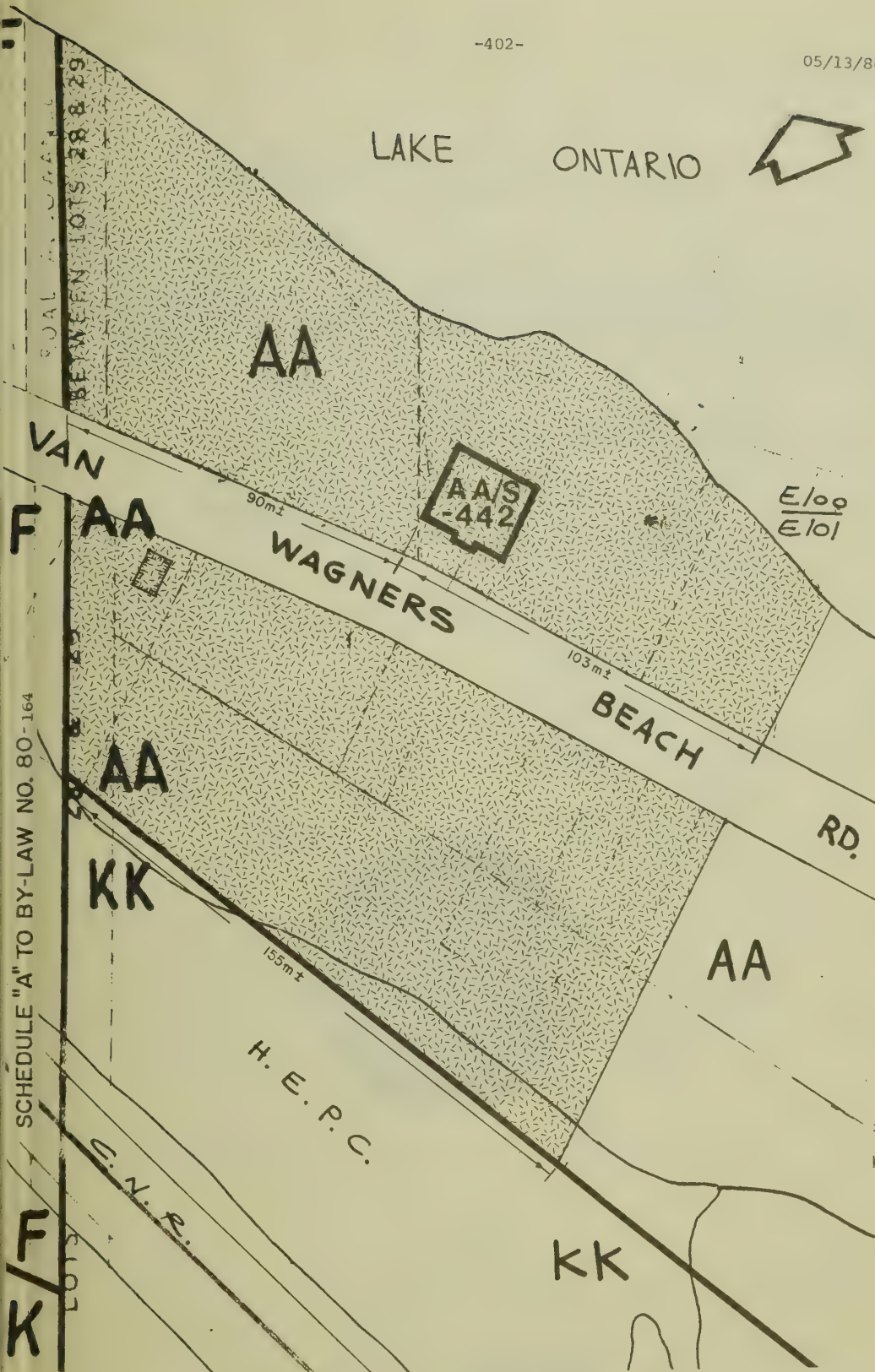

City Clerk


Mayor



(1980) 16 R.P.D.C. 6, April 29
City Initiative 80-G

05/13/80



LEGEND

Lands on Part of Sheet No. E-100 and Part of Sheet No. E-101 of The Zoning District
Maps to be regulated by By-law No. 80-164



Bill No. 164

This is Schedule "A" to By-law No. 80-164 passed the 13th day of May, 1980, A.D.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

BY-LAW No. 80 - 165

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 29 (No Stopping Areas) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by deleting from Section A (No Stopping Anytime) the following item, namely:-

"Mulberry	South	From 191 ft. west of James to 21 ft. westerly",
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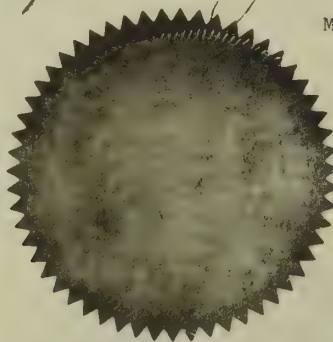
and by adding thereto the following items, namely:-

"Mulberry	South	From 114 ft. west of James to 102 ft. west
Vansitmart,	North	Harmony to 51 ft. west".

PASSED this 13th day of May, A.D. 1980.

[Signature]
City Clerk

[Signature]
Mayor



BY-LAW NO. 80 - 166

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 22 (Hamilton Street Railway Bus Routes) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by adding to the Sanatorium Extensions Table the following item, namely:-

"3. From San Remo and San Antonio, south on San Remo to Lavina, east on Lavina to Magnolia, south on Magnolia to Mohawk and return via same route to San Remo and San Antonio."

2. Schedule 25 (Parking Time Limits) is hereby amended by deleting from Section 5 (One Hour Limit) the following item, namely:-

"Park East 153 ft. north of Duke to Bold",

and by adding thereto the following item, namely:-

"Park East 217 ft. north of Duke to 45 ft. northerly".

3. Schedule 26 (No Parking Areas) is hereby amended;

(a) by adding to Section A (No Parking Anytime) the following items, namely:-

"Iona	North	Rifle Range to Ewen
Glenvale	North	Graystone to Cranbrook
Gemini	North	Cranbrook to Upper Paradise
Michael	North	Palmer to Banff".

(b) by adding to Section C (No Parking 7:00 AM - 6:00 PM) the following item, namely:-

"Beach Rd. North Northcote to 131 ft. west".

4. Schedule 26A (No Parking Areas) is hereby amended by adding to Section A (No Parking 7:00 AM - 6:00 PM) the following item, namely:-

"Michael South and Dead End Palmer to Banff".

PASSED this 13th day of May, A.D. 1980.

City Clerk

Mayor



BY-LAW NO. 80- 167

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION
OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 13TH
DAY OF MAY A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being
Chapter 284 of the Revised Statutes of Ontario, 1970,
the powers of a municipal corporation are to be exer-
cised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of
The Municipal Act, being Chapter 284 of the Revised
Statutes of Ontario, 1970, the powers of every Council
are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the pro-
ceedings of the Council of The Corporation of the City
of Hamilton at this meeting be confirmed and adopted
by by-law.

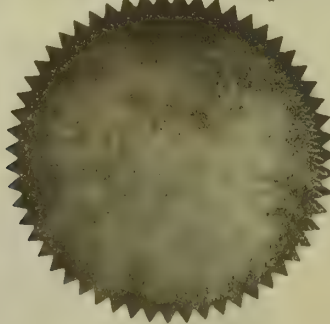
NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the
City of Hamilton in respect to each recommendation con-
tained in the Report/Reports of the Board of Control and
in the Reports of the Committees and of the local Boards
and Commissions and each motion and resolution passed
and other action taken by the Council of The Corporation
of the City of Hamilton at this meeting is hereby adopted
and confirmed as if all such proceedings were expressly
in this by-law.
2. The Mayor and the proper officials of The Corporat-
ion of the City of Hamilton are hereby authorized and
directed to do all things necessary to give effect to the
action of the Council of The Corporation of the City of
Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-
Chairman of the Board of Control and the City Clerk, or
in the absence of the City Clerk, the Deputy City Clerk,
are authorized and directed to execute all documents
necessary in that behalf and to affix thereto the seal of
The Corporation of the City of Hamilton.

PASSED this 13th day of May A.D., 1980.

[Signature]
City Clerk

[Signature]
Mayor



FILE NO.	
LETTER NO.	
DEPT. OF ENGINEERING	
AUG 6 1980	
REC'D.	REC'D.
ENV. SER.	READ BY
ENG. SER.	
TRANS. SER.	ANS BY
REG. SURV.	FILED BY
O.M.	

The Corporation of the City of Hamilton

BY-LAW NO. 80- 168

To Adopt:

Official Plan Amendment No. 350

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 2520 BARTON STREET EAST
AND 45 BARLAKE AVENUE

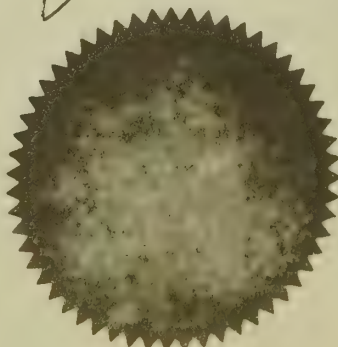
The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 350 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 27th day of May A.D. 1980.

E.A. [Signature]
City Clerk

John A. [Signature]
Mayor



(1980) 18 R.P.D.C. 1(a), May 13
344087 Ontario Limited, Owner
Z.A. 80-17

05/27/80

-407-
SCHEDULE 1 TO BY-LAW NO. 80-168

AMENDMENT NO. 350 to the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as schedule "A" hereto, constitute Amendment No. 350.

PURPOSE: To modify the Official Plan land use policies for the prescribed area.

LOCATION: Lands situated at 2520 Barton Street East and 45 Barlake Avenue.

BASIS: It is proposed that service and commercial uses be permitted within the ground floors of the two apartment buildings existing on the subject lands, and that the present Official Plan provisions be changed accordingly.

ACTUAL CHANGE: That Official Plan Amendment No. 228, as amended, be further amended by adding the following policy to Section 3.(a):

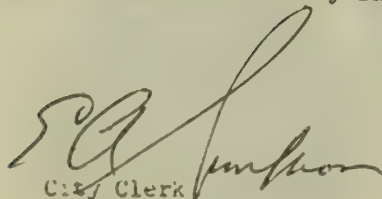
Notwithstanding the policies contained in this Section, or in Sections 3.(b) and 4.(2)(a), with respect to lands designated RESIDENTIAL, limited service commercial uses such as storage or offices may be permitted within the ground floor of the apartment buildings located at 2520 Barton Street East and 45 Barlake Avenue.

IMPLEMENTATION:

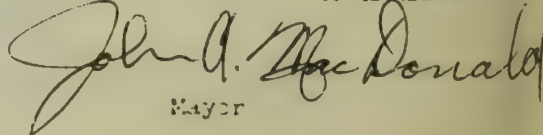
A Restricted Area By-law will give effect to the intended mixed residential and commercial use of the subject lands.

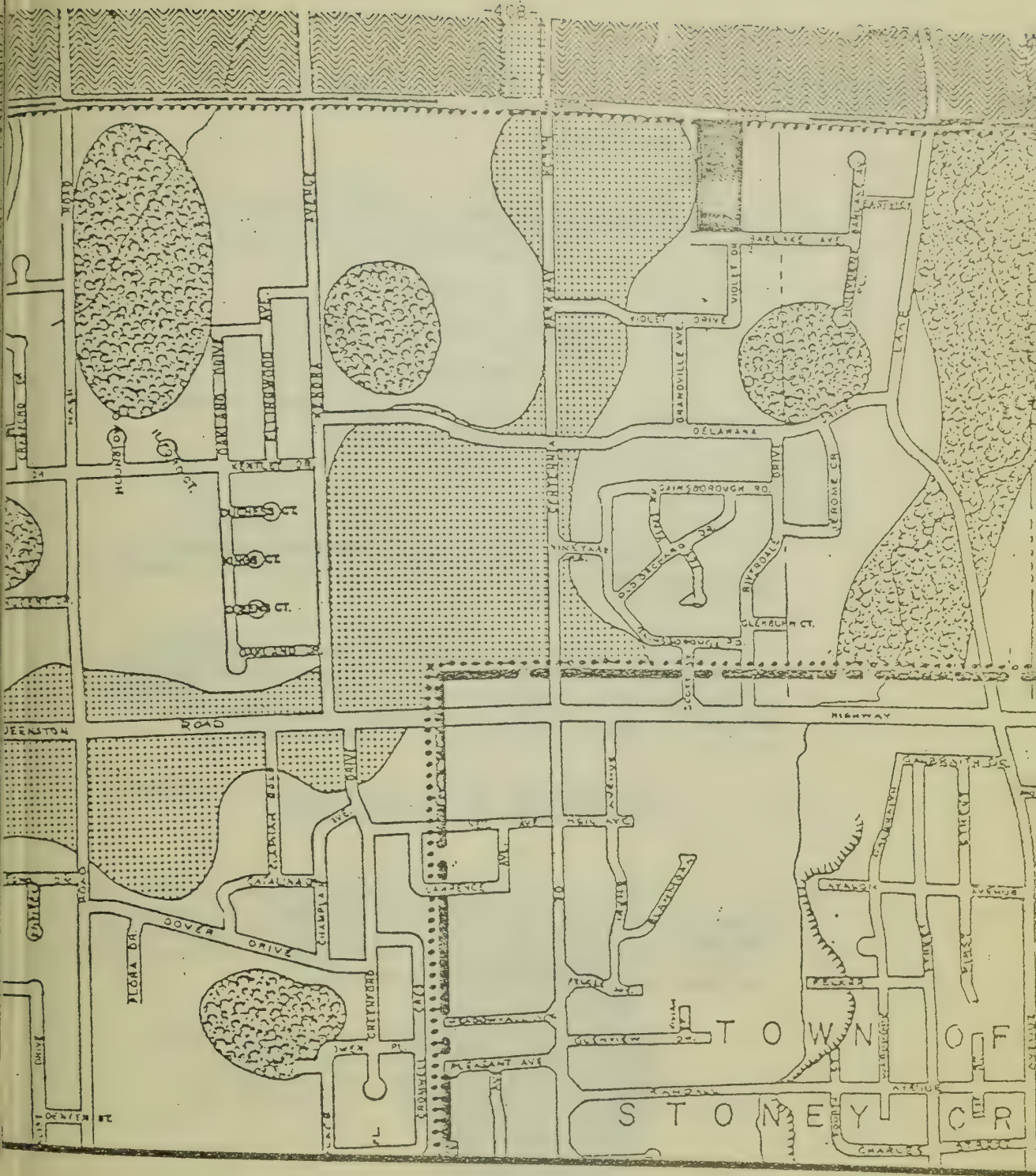
Bill No. 168

This is Schedule 1 to By-law No. 80-168 passed the 27th day of May, 1980.


City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor

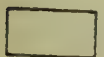


Schedule "A" to Amendment No. 350
to the Official Plan
of the Hamilton Planning Area

LEGEND



LANDS SUBJECT TO AMENDMENT NO. 350



RESIDENTIAL



INDUSTRIAL



COMMERCIAL



RECREATION, CIVIC
AND CULTURAL



The Corporation of the City of Hamilton

BY-LAW NO. 80- 169

To Amend:

Zoning By-law NO. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 2520 BARTON STREET EAST
AND 45 BARLAKE AVENUE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. In addition to the uses permitted by section 11 of By-law No. 6593 as amended by section 4 of By-law No. 67-107, passed on the 28th day of March, 1967,

- (a) an office use; and

- (b) a storage use,

shall be permitted within the ground floor of the apartment building existing at the time of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E" District provisions subject to the special requirement referred to in section 1.

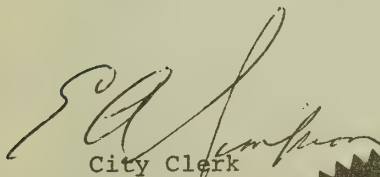
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-43a".

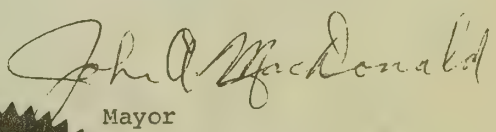
4. Sheets Nos. E-113 and E-114 of the District Maps are amended by marking the land referred to in section 1 of this by-law, "S-43a".

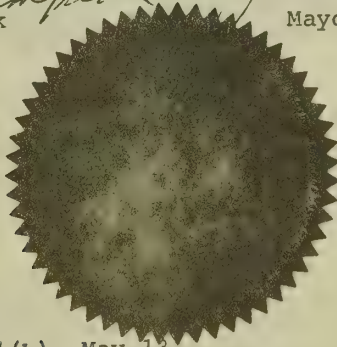
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 27th day of May A.D. 1980.


City Clerk


Mayor



(1980) 18 R.P.D.C. 1(b), May 13
344087 Ontario Limited, Owner
Z.A. 80-17

05/27/80

JJ

-411-

COVING
-TON ST.

SCHEDULE "A" TO BY-LAW
NO. 80-169

2545

7493

2511

BARTON

ST.

JJ

EAST

G-1/S-43

E/S-43

E/S-43



2500

G-1/S-43

E/S-43

180

BARLAKE

AVE.

DE-2/S-293

VIOLET
DR.

C



LEGEND



Lands on Part of Sheet No. E-113 and Part of Sheet No. E-114 of The
Zoning District Maps to be regulated by By-law No. 80-169.

Bill No. 169

This is Schedule "A" to By-law No. 80-169 passed the 27th day of May, 1980.

City Clerk
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

Mayor
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 170

To Amend:

By-law No. 79-122

Respecting:

VENOMOUS REPTILES

WHEREAS By-law No. 79-122, passed on the 24th day of April, 1979, provided for an amendment to Health By-law No. 4798, pursuant to section 1 of The City of Hamilton Act, S.O. 1951, Chapter 103 so as to prohibit the keeping for storage, shelter, sale or as a pet, venomous reptiles and other reptiles that may be or become injurious to the health of any person, except by a Provincial Public Health Laboratory, a University or College Laboratory or the Hamilton S.P.C.A.;

AND WHEREAS the Ontario Municipal Board in an Oral Decision delivered on April 14, 1980, stipulated that if reference to non-venomous reptiles was deleted from the by-law, it would be approved by the Board without further notice or hearing;

AND WHEREAS it is desirable to give effect to the Decision of the Ontario Municipal Board.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

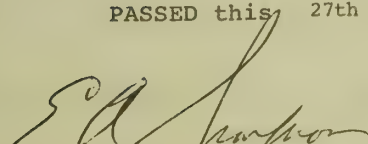
1. Section 1 of By-law No. 79-122 is amended by striking out "Subsection 2 of" in the first line at the beginning thereof, so that the first and second lines shall read as follows:

1. Section 707 of By-law No. 4798 is amended by adding thereto the following subsections:

2. Subsection 5a of section 707 of By-law No. 4798, as enacted by By-law No. 79-122, is amended by striking out "and any other reptile that may be or become injurious to the health of any person", so that the subsection shall read as follows:

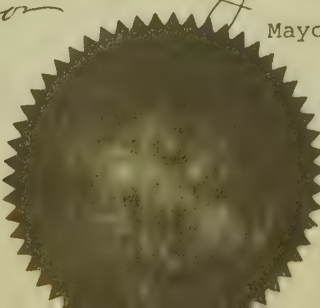
(5a) Except as provided in subsection (5b), no person shall keep or permit to be kept for storage, shelter, sale or as a pet, any venomous reptile.

PASSED this 27th day of May A.D. 1980.


City Clerk


Mayor

O.M.B. Oral Decision,
April 14, 1980



The Corporation of the City of Hamilton

BY-LAW NO. 80- 171

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 95 RYMAL ROAD WEST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

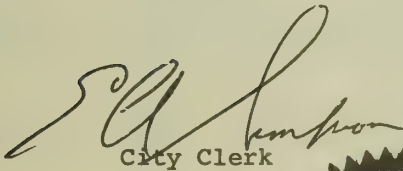
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

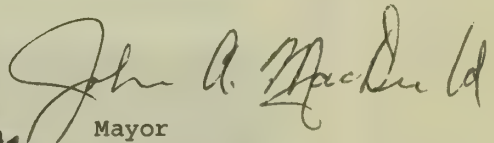
1. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:
 1. Notwithstanding section 2(2)H(iii)(e) of By-law No. 6593, and except as provided in paragraph 2, commercial barber shop equipment shall be permitted.
 2. Not more than one barber chair and not more than one commercial sink shall be permitted.
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 1.
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-706".
4. Sheet No. W-9E of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-706".

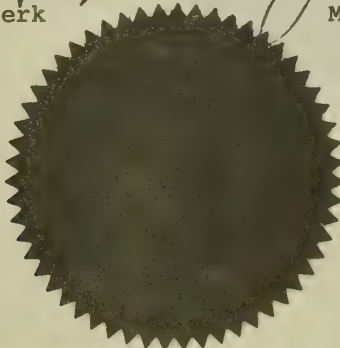
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 27th day of May A.D. 1980.


City Clerk


Mayor



(1980) 18 R.P.D.C. 4, May 13
F. W. Jason, Owner
Z.A. 80-38

05/27/80

SCHEDULE "A" TO BY-LAW NO. 80-171

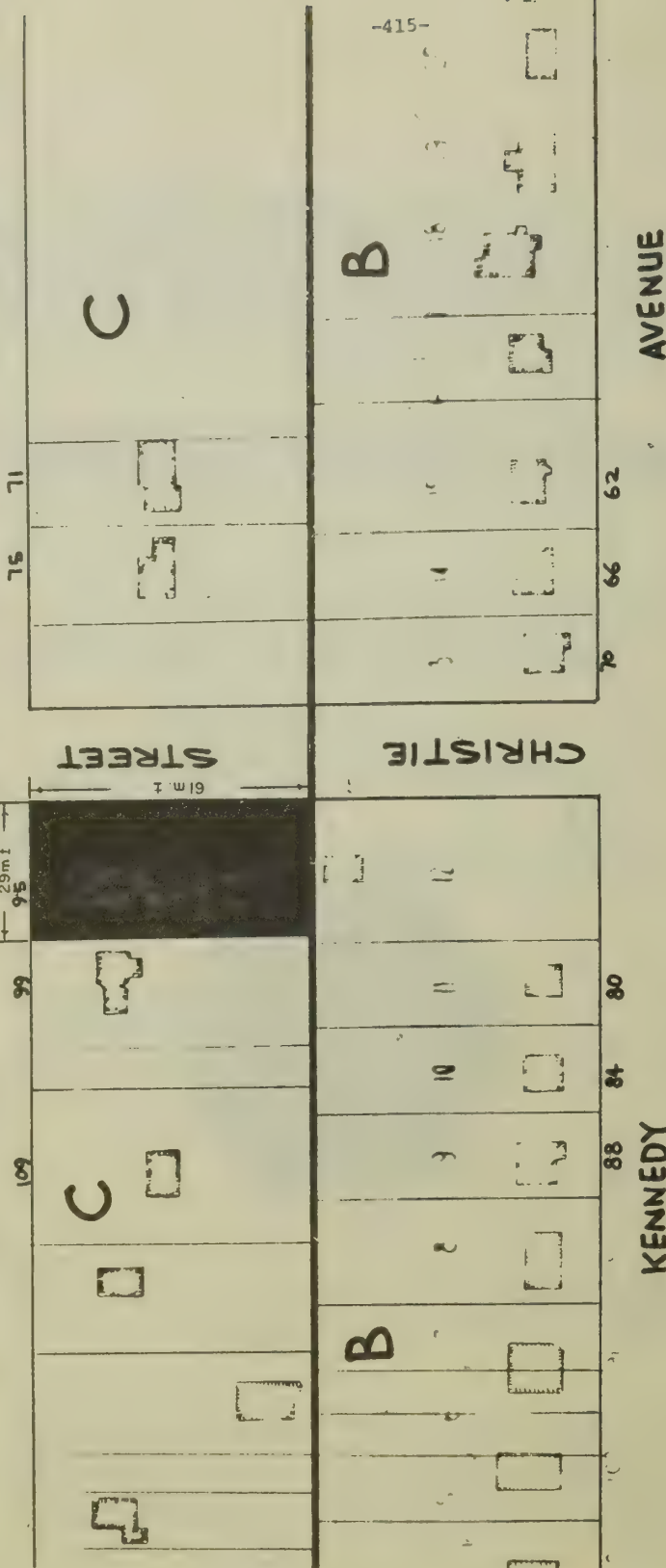
1268

AA

RYMAL

ROAD

WEST



AVENUE

KENNEDY

B

C

B

C

B

B

LEGEND

Lands on part of Sheet No. W-9E of The Zoning District Maps to be regulated by By-law No. 80-171.

Bill No. 171

This is Schedule "A" to By-law No. 80-171 passed the 27th day of May, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 172

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED IN THE AREA NORTH OF RYMAL ROAD EAST
AND WEST OF UPPER OTTAWA STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49D of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land referred to in section 1 and to Block 2 shown on schedule "A", are amended to the extent only of the following variances as special requirements:

- 1. Section 10(1)(iii) of By-law No. 6593 shall not apply.
- 2. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a side yard of at least 1.2 metres shall be required for that side of a lot flanking a street.

3. Notwithstanding section 10(4) of By-law No. 6593, a lot for a single family dwelling shall have a width of at least 9.0 metres and an area of at least 278 square metres.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 2.

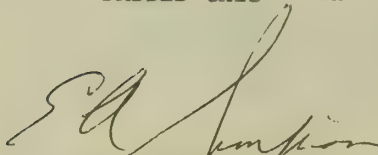
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-702".

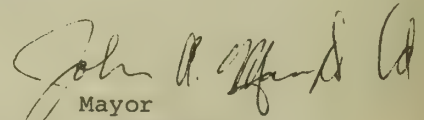
5. Sheet No. E-49D of the District Maps is amended by marking the land referred to in section 2 of this by-law, "S-702".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

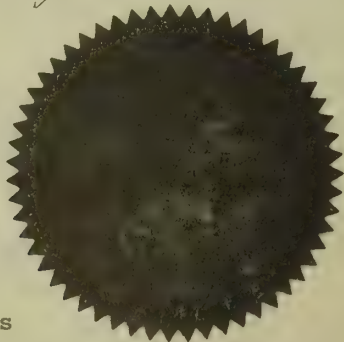
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

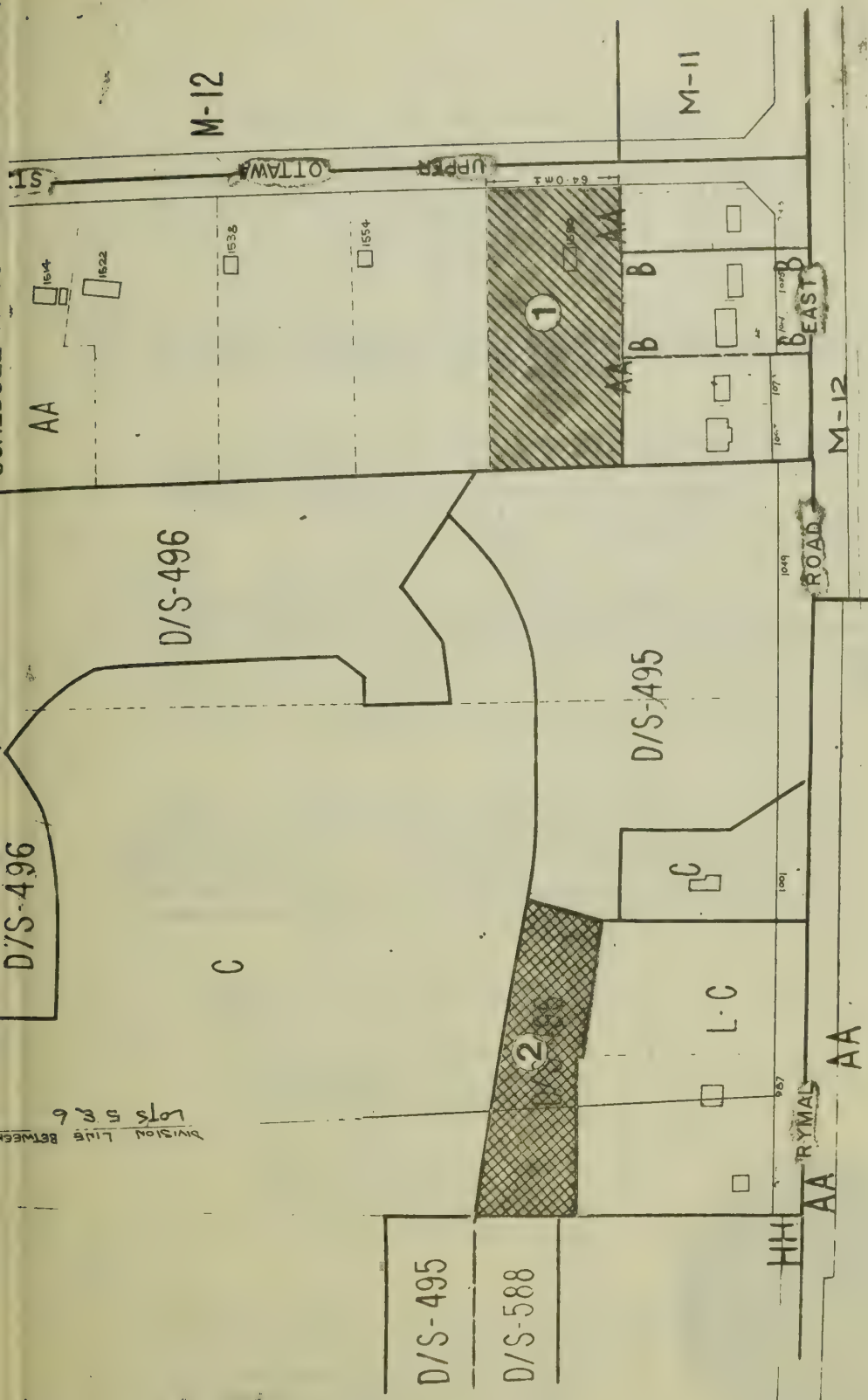
PASSED this 27th day of May A.D. 1980.


City Clerk


Mayor

(1980) 18 R.P.D.C. 2, May 13
R. Shelley Construction Ltd.;
Cohoe Contracting Ltd.;
Seebeck Construction Co. Ltd.;
Gollob Construction Ltd., Owners
Z.A. 80-20





LEGEND

Lands on Part of Sheet No. E-49D of The Zoning District Maps to be re-zoned from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.

Lands to be regulated by By-law No. 80-172

Bill No. 172

This is Schedule "A" to By-law No. 80-172 passed the 27th day of May, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 173

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF MOHAWK ROAD WEST
AND UPPER HORNING ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "RT-20" (Townhouse - Maisonette) district provisions applicable to the land, the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. In addition to the uses permitted in section 10E of By-law No. 6593,
 - (a) a nursing home having a capacity of not more than 200 beds shall be permitted on Block 1; and
 - (b) a home for elderly persons containing not more than 100 dwelling units shall be permitted on Block 2.
2. There shall be provided and maintained accessory to the use permitted on,
 - (a) Block 1, parking spaces at the ratio of 1 parking space for every 3 bed patients; and
 - (b) Block 2, parking spaces at the ratio of 0.3 parking space for each dwelling unit.

05/27/80

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District provisions, subject to the special requirements referred to in section 1.

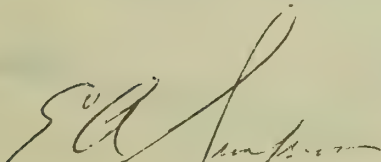
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-384a".

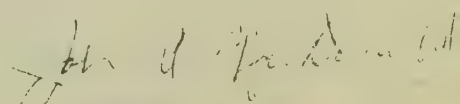
4. Sheets Nos. W-43A and W-43B of the District Maps are amended by marking the land referred to in section 1 of this by-law, "S-384a".

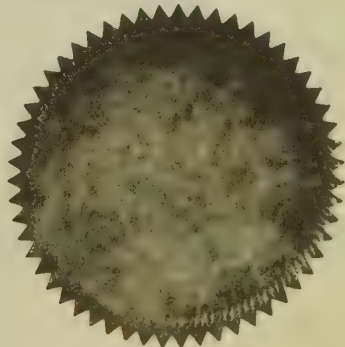
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 27th day of May A.D. 1980.


City Clerk


Mayor



(1980) 18 R.P.D.C. 3, May 13
McNally Bros. (1965) Limited, Owner
Z.A. 80-35

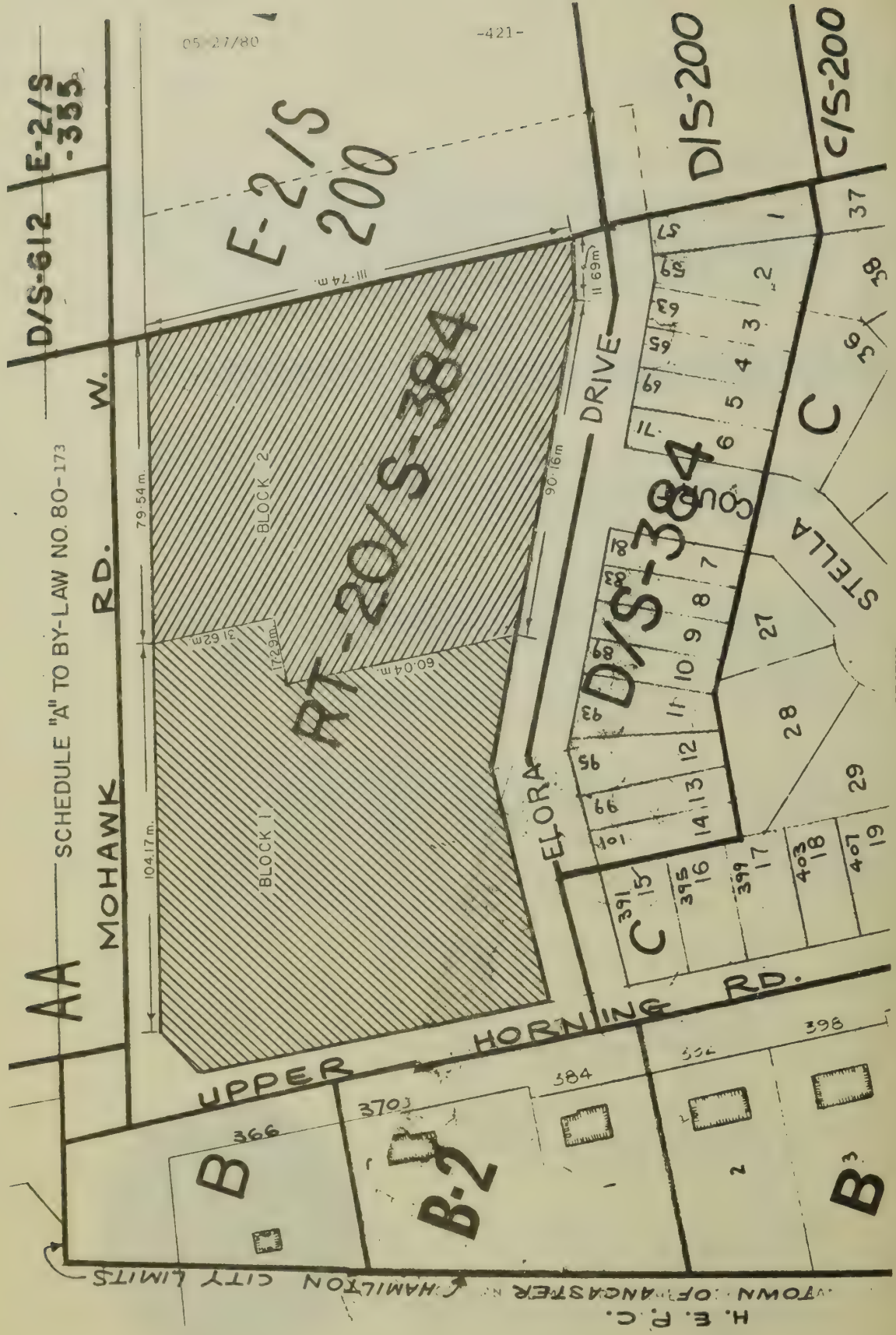
This is Schedule "A" to By-law No. 80-173 passed the 27th day of May, 1980

Bill No. 173

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor



Lands on Part of Sheet No. W-43A and part of Sheet No. W-43B of The Zoning District Maps to be regulated by By-law No. 80-173.

05-27/80

-421-

The Corporation of the City of Hamilton

BY-LAW NO. 80-

To Establish:

A PEDESTRIAN MALL OR WAY ON GEORGE STREET,
BETWEEN QUEEN STREET SOUTH AND HESS STREET SOUTH

WHEREAS paragraph 110 of section 354(1) of The Municipal Act, R.S.O. 1970, Chapter 284 provides that by-laws may be passed by the council of local municipalities:

110. Subject to the approval of the Minister of Transportation and Communications, to establish all or any part of any street solely or principally as a way for the use of pedestrians and for prohibiting the use thereof by vehicles or any class thereof except to such extent or for such period or periods as may be specified;

AND WHEREAS it is desirable to establish a pedestrian mall or way on George Street between Queen Street South and Hess Street South.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,

- (a) "Authority" means The Hess Village Pedestrian Mall Authority;
- (b) "authorized emergency vehicle" has the same meaning as in By-law No. 66-100;
- (c) "chief constable" means the Chief of Police of the Regional Municipality of Hamilton-Wentworth.

2. George Street between Queen Street South and Hess Street South is hereby established as a pedestrian mall or way and shall be known as "The Hess Street Village Mall".

3. Except as provided in section 5, the pedestrian mall or way shall be solely used for pedestrians.

4. Delivery vehicles shall use the pedestrian mall or way only for the purpose of loading or unloading goods, wares and merchandise at any premises abutting the mall or way, and only during the periods specified in schedule "A" hereto annexed.

5. (1) No person shall use or cause to be used or permit to be used a vehicle on the pedestrian mall or way established under section 2, other than,

- (a) an authorized emergency vehicle; or
- (b) a delivery vehicle during the periods specified in schedule "A";
- (c) a vehicle for which a permit has been issued by the chief constable for the purposes mentioned in subsection 2.

(2) The chief constable upon request of the Authority may issue a permit to an abutting owner or occupant to enter upon the pedestrian mall or way at such times and at such places as the Authority may stipulate for the purposes of,

- (a) maintenance or construction of the pedestrian mall or way;
- (b) reconstruction, alteration, renovation or repair of the premises abutting the pedestrian mall or way.

(3) Every permit issued under subsection 2 shall be carried at all times by the driver of the vehicle and produced upon the request of a police officer.

6. Every person who contravenes any provision of this by-law is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000.00, exclusive of costs.

READ A FIRST AND SECOND TIME on the 27th day of
May A.D. 1980.

READ A THIRD TIME AND FINALLY PASSED on the
day of , A.D. 1980, the approval of the Minister
of Transportation and Communications having been received
on the day of , A.D. 1980.

City Clerk

Mayor

SCHEDULE "A"

To By-law No. 80-

HOURS OF USE BY DELIVERY VEHICLES

DAY (Col. 1)	FORENOON		AFTERNOON	
	FROM (Col. 2)	TO (Col. 3)	FROM (Col. 4)	TO (Col. 5)
Monday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Tuesday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Wednesday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Thursday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Friday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Saturday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.
Sunday	7:00 a.m.	10:00 a.m.	5:00 p.m.	6:00 p.m.

The Corporation of the City of Hamilton

BY-LAW NO. 80- 174

To Amend:

By-law No. 67-83

Respecting:

SOCCER

WHEREAS By-law No. 67-83, passed on the 14th day of March, 1967, declared section 1 of The Lord's Day (Ontario) Act to be in force in the City of Hamilton with respect to public games and sports specified in the by-law;

AND WHEREAS the various public games and sports specified in the said by-law do not include soccer;

AND WHEREAS it is desirable that such public game or sport be permitted.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 2 of section 1 of By-law No. 67-83 is amended by adding thereto the following paragraph:

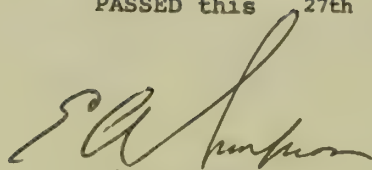
13. Soccer.

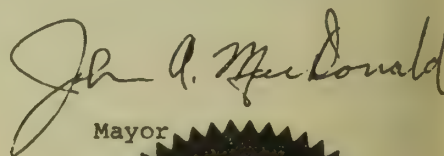
2. Subsection 2 of section 3 of the said by-law is repealed and the following substituted therefor:

(2) Subsection 1 of section 1 applies to the following public games or sports after 1:30 o'clock in the afternoon of the Lord's Day:

1. Football.
2. Bingo.
3. Soccer.

PASSED this 27th day of May A.D. 1980.


City Clerk


Mayor

BY-LAW NO. 80 - 175

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 29 (No Stopping Areas) of By-law No. 66-100 To Regulate Traffic, passed on the 29th day of March, 1966 is hereby further amended;

(a) by adding to Section A (No Stopping Anytime) the following items namely:-

"Berry	East	Queenston to 40 ft. south
Princeton	East	Fennell to 64 ft. south".

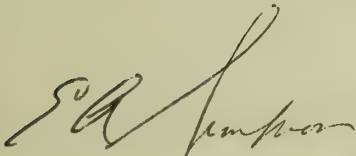
(b) by deleting from Section C (No Stopping 4:00 PM - 6:00 PM) the following item, namely:-

"Hess	East	Main to King",
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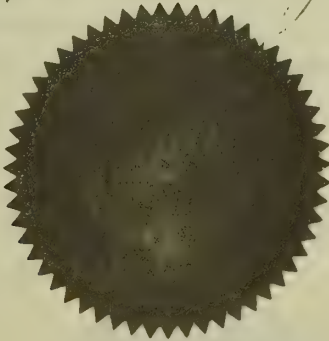
and by adding thereto the following item, namely:-

"Hess	West	Main to King".
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PASSED this 27th day of May , A.D. 1980.


City Clerk


Mayor



BY-LAW NO. 80 - 176

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 24 (Parking Meters) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended by adding to Section 2 (Two Hour Limit) the following item, namely:-

"Hess East George to King".

2. Schedule 25 (Parking Time Limits) is hereby amended;

(a) by deleting from Section 7 (Three Hour Limit) the following item, namely:-

"Bell East Coulter to Central".

(b) by deleting from Section 8 (Two Hour Limit) the following item, namely:-

"Hess East George to King".

(c) by adding to Section 11 (Three Hour Limit, 24 Hrs.), the following item, namely:-

"Keith Both Emerald to Douglas".

(d) by deleting from Section 13 (Two Hour Limit, 24 Hrs.) the following item, namely:-

"McNeil Both End to End".

3. That Schedule 26 (No Parking Areas) be amended by adding to Section A (No Parking Anytime) the following item, namely:-

"Caledon West Mohawk to Lotus".

4. Schedule 26A (No Parking Areas, Monday - Friday) be amended by adding to Section B (No Parking 8:00 AM - 6:00 PM) the following item, namely:-

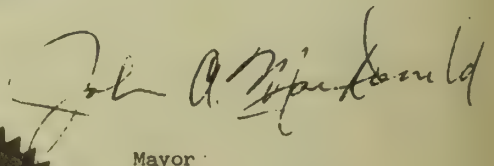
"Bell East Coulter to Central".

5. Schedule 34 (Sticker Permit Parking) be amended by adding thereto the following item, namely:-

"McNeil Both End to End".

PASSED this 27th day of May, A.D. 1980.


City Clerk


Mayor



05/27/80

Bill No. 178

BY-LAW NO. 80-177

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION
OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 27TH
DAY OF MAY, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being
Chapter 284 of the Revised Statutes of Ontario, 1970,
the powers of a municipal corporation are to be exer-
cised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of
The Municipal Act, being Chapter 284 of the Revised
Statutes of Ontario, 1970, the powers of every Council
are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the pro-
ceedings of the Council of The Corporation of the City
of Hamilton at this meeting be confirmed and adopted
by by-law.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:-

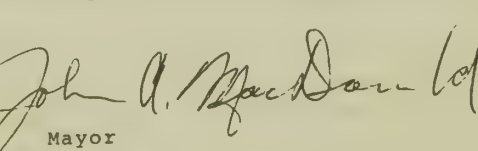
1. The action of the Council of The Corporation of the
City of Hamilton in respect to each recommendation con-
tained in the Report/Reports of the Board of Control and
in the Reports of the Committees and of the local Boards
and Commissions and each motion and resolution passed
and other action taken by the Council of The Corporation
of the City of Hamilton at this meeting is hereby adopted
and confirmed as if all such proceedings were expressly
in this by-law.

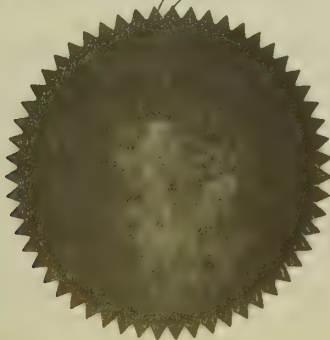
2. The Mayor and the proper officials of The Corporat-
ion of the City of Hamilton are hereby authorized and
directed to do all things necessary to give effect to the
action of the Council of The Corporation of the City of
Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Vice-
Chairman of the Board of Control and the City Clerk, or
in the absence of the City Clerk, the Deputy City Clerk,
are authorized and directed to execute all documents
necessary in that behalf and to affix thereto the seal of
The Corporation of the City of Hamilton.

PASSED this 27th day of May A.D., 1980.


City Clerk


Mayor



07/29/80

Bill No. 75

The Corporation of The City of Hamilton

BY-LAW NO. 80-193

To Amend:

The Redevelopment Plan for the Lloyd D. Jackson Square
by Addendum No. 9 dated February, 1980

WHEREAS pursuant to subsection 2 of section 22 of The Planning Act, R.S.O., 1970, Chapter 349, the Council of a municipality which has an Official Plan may, with the approval of the Minister, by By-law designate an area within the municipality as a redevelopment area;

AND WHEREAS The Corporation of the City of Hamilton does have an Official Plan;

AND WHEREAS on the 29th day of June, 1965, the Council of The Corporation of the City of Hamilton, with the approval of the Minister of Municipal Affairs by By-law No. 10781, did designate the area as therein described as a redevelopment area;

AND WHEREAS on the 22nd day of February, 1966, the Council of The Corporation of the City of Hamilton, with the approval of the Minister of Municipal Affairs, by By-law No. 66-76, varied the area designated by the said By-law No. 10781;

AND WHEREAS by subsection 5 of section 22 of The Planning Act, as it was prior to The Planning Amendment Act, 1973, the council of a municipality, with the approval of The Ontario Municipal Board, may by by-law adopt a redevelopment plan for the redevelopment area designated by a by-law approved and passed as aforesaid;

AND WHEREAS by subsection 7 of section 22 of The Planning Act, as it was prior to The Planning Amendment Act, 1973, the council of a municipality, with the approval of The Ontario Municipal Board, may, by by-law, amend a redevelopment plan for the redevelopment area designated by a by-law approved and passed as aforesaid;

AND WHEREAS by subsection 7 of section 22 of The Planning Act, as amended by subsection 1 of section 5 of The Planning Amendment Act, 1973, the council of a municipality, with the approval of the Minister of Housing, may, by by-law, amend a redevelopment plan for the area designated by a by-law approved and passed as aforesaid;

AND WHEREAS The Ontario Municipal Board by order dated June 27, 1969, approved the Redevelopment Plan entitled "Civic Square Urban Renewal Scheme, City of Hamilton: dated October, 1965 as amended by Addendum dated March 25, 1966, Addendum No. 2, dated November, 1966, and as further amended by Addendum No. 3, dated April, 1969;

AND WHEREAS on the 28th day of October, 1969, the Council of The Corporation of the City of Hamilton, by by-law No. 69-251, adopted the Redevelopment Plan as amended by Addenda No's 1, 2 and 3;

AND WHEREAS by Order dated October 7, 1970, The Ontario Municipal Board approved Addendum No. 4 dated August, 1970 being a further amendment to the Redevelopment Plan amended as aforesaid;

07/29/80

AND WHEREAS on the 13th day of October, 1970, the Council of The Corporation of the City of Hamilton, by By-law No. 70-302, did by Addendum No. 4, further amend the Redevelopment Plan amended as aforesaid;

AND WHEREAS by Order dated September 8, 1972, The Ontario Municipal Board approved Addendum No. 5 dated June, 1972 being a further amendment to the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 12th day of December, 1972, the Council of The Corporation of the City of Hamilton, by By-law No. 72-306 did, by Addendum No. 5, further amend the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 14th day of February, 1974, the Minister of Housing approved Addendum No. 6, dated July, 1973 being a further amendment to the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 19th day of March, 1974, the Council of The Corporation of the City of Hamilton, by By-law No. 74-48 did by Addendum No. 6, further amend the Redevelopment Plan amended as aforesaid;

AND WHEREAS by Order dated the 17th day of March, 1975, The Ontario Municipal Board approved Addendum No. 7 dated May, 1974 being a further amendment to the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 5th day of April, 1975, the Council

of The Corporation of the City of Hamilton, by By-law 75-107 did by Addendum No. 7 further amend the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 15th day of February, 1977, the Minister of Housing approved Addendum No. 8 dated November, 1976, being a further amendment to the Redevelopment Plan amended as aforesaid;

AND WHEREAS on the 29th day of March, 1977 the Council of The Corporation of the City of Hamilton, by By-law 77-70 did by Addendum No. 8 further amend the Redevelopment Plan amended as aforesaid;

AND WHEREAS it is desirable to further amend the Redevelopment Plan as amended aforesaid;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Redevelopment Plan entitled "Civic Square Urban Renewal Scheme, City of Hamilton: dated October 1965 as prepared by Murray V. Jones and Associates Limited, in conjunction with the Urban Renewal Committee of the City of Hamilton, as amended by the Addendum dated March 25, 1966, by Addendum No. 2, dated November 1966, by Addendum No. 3, dated April 1969, by Addendum No. 4, dated August 1970, by Addendum No. 5, dated June 1972, by Addendum No. 6, dated July 1973, by Addendum No. 7, dated May 1974 and by Addendum No. 8, dated November 1976, is further amended by adding thereto Addendum No. 9, dated February 1980, hereto annexed as Schedule "A" and

forming part of this by-law.

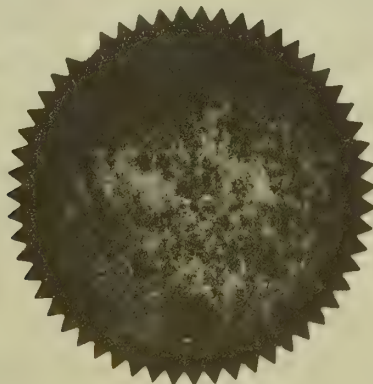
2. The Redevelopment Plan as amended, referred to in Section 1, is hereby adopted as the Redevelopment Plan for the Redevelopment Area designated by By-law No. 10781, passed on the 29th day of June, 1965, as amended by By-law No. 66-76, passed on the 22nd day of February, 1966.

READ A FIRST AND SECOND TIME on the 11th day of
March , 1980.

READ A THIRD TIME AND FINALLY PASSED on the twenty-ninth
day of July , 1980, the approval of the Minister of
Housing having been given on the 8th day of April
1980.

Ed Simpson
City Clerk

John A. McNamee
Mayor



ADDENDUM NO. 9

AMENDMENT TO THE REDEVELOPMENT PLAN

LLOYD D. JACKSON SQUARE (FORMERLY CIVIC SQUARE)

CITY OF HAMILTON

February 1980

The following Addendum No. 9 is an amendment to the Civic Square Redevelopment Plan adopted pursuant to Section 22 of The Planning Act, R.S.O. 1970, Chapter 349 (formerly Section 20 of The Planning Act, R.S.O. 1960, Chapter 296) and entitled "Civic Square Urban Renewal Scheme, City of Hamilton" dated October 1965, as amended by the "Addendum to the Report on the Civic Square Urban Renewal Scheme, City of Hamilton" dated March 1966, by "Addendum No. 2 to the Civic Square Urban Renewal Scheme" dated November 1966, by "Addendum No. 3, Amendment to the Redevelopment Plan, Civic Square, City of Hamilton" dated April 1969, by "Addendum No. 4, Amendment to the Redevelopment Plan, Civic Square, City of Hamilton" dated August 1970, by "Addendum No. 5 Amendment to the Redevelopment Plan, Lloyd D. Jackson Square (Formerly Civic Square)" dated June 1972, by "Addendum No. 6, Amendment to the Redevelopment Plan, Lloyd D. Jackson Square (Formerly Civic Square), City of Hamilton, dated December 1973, by "Addendum No. 7, Amendment to the Redevelopment Plan, Lloyd D. Jackson Square (Formerly Civic Square) City of Hamilton" dated May 1974, and by "Addendum No. 8, Amendment to the Redevelopment Plan, Lloyd D. Jackson Square, (Formerly Civic Square)" dated November 1976.

A. BASIS OF THE AMENDMENT

This amendment concerns a switch in the uses proposed for the Phase Three and Phase Four lands so that the hotel development will occur on Phase Three and the office development on Phase Four together with an adjustment of the boundaries

between the Phases Three, Four and Six lands. This change of uses will permit a direct connection between Phases Two and Four in order to allow the hotel development opportunity on Phase Three to be independently offered for proposals by The Corporation of the City of Hamilton (the "City"). The change in the uses proposed for Phases Three and Four is occasioned basically by two factors:

- (i) the anticipated 1981 completion of the Convention Centre across King Street from Phase Three rendering desirable a direct overhead connection between the proposed hotel and Convention Centre; and
- (ii) the change in use made by Addendum 7 of the Phase Two use from department store to low rise office and retail commercial uses.

The development of Phases One and Two has been completed pursuant to the Development Agreement between the City, Greater Hamilton Developers Limited (the "Developer"), and Yale Properties Limited as amended. However, pursuant to the Development Agreement, the Developer's rights with respect to Phases Four and Six have lapsed, leaving the Developer certain rights with respect to an office development on Phase Three. For the above reasons, this is no longer considered appropriate to the Redevelopment Plan as it has evolved. In addition, because of the lapsing of the Developer's rights to Phase Six, the City wishes to remove specific indications of development and merely designate that Phase Six be used for future residential and commercial development as the City may decide. The reference in Addendum 7 "for the future construction of an apartment building over the north-west corner of the Plaza" should also be deleted. Since Addendum No. 7 the Library and Farmer's Market have almost been completed on Phase Seven; south of King Street, the Art Gallery has opened and the Provincial Government Office Tower is under construction in conjunction with the Convention Centre.

The reservation of air rights over the corridor between Phases Two and Four (Part 8) would also give the hotel the possibility of using such air rights for its structure and if the hotel development or plaza plans indicated the desirability of a health club or other interconnected facility on the Phase Six lands this would be possible.

This proposal calls for an expansion of the Phase Four lands from 75,372 square feet to 93,460 square feet, for a reduction of the Phase Three lands from 61,678 square feet to 39,742 square feet, for the reduction of the Phase Six lands from 191,932 square feet to 173,652 square feet and for the creation of a new Part 8 comprising 22,191 square feet the use of which to 16 feet above the plaza level is to be enjoyed by the Developer to interconnect Phase Four with Phase Two and the use of which from 16 feet above plaza level is to be reserved for use by the developer of Phase Three for hotel purposes or as otherwise agreed.

The hotel development opportunity to be offered by the City will seek a first-class hotel of a minimum of 300 rooms with associated retail facilities and parking to be designed so as to complement the facilities of the Convention Centre with connections at parking, promenade and plaza levels to Phases Two and Four, shared truck easement facilities and the direct overhead connection to the Centre. The design of Phases Three and Four will have to enhance the plaza plan to ensure the effective utilization and co-ordination of the Publicly Usable Open Space. A minimum of 80 underground parking spaces will be required for Phase Three.

The development of Phase Four and Part 8 up to 16 feet above Plaza level contemplates an atrium type office structure rising a maximum of 16 floors above Plaza level comprising a minimum of 225,000 and a maximum of 400,000 net rentable square feet of office space and a minimum of 100,000 and a maximum of 118,000 net rentable square feet of retail and commercial space

at plaza and promenade level. The amount of Publicly Usable Open Space as proposed is 60,000 square feet inclusive of Part 8 and a minimum of 135 underground parking spaces will be provided.

DETAILS OF THE AMENDMENT

The changes in the boundaries of Phases Three, Four and Six and the creation of Part 8 are shown on Map 1 with the old boundaries appearing as dotted lines. As stated above the Phase Four lands increase from 75,372 square feet to 93,460 square feet, the Phase Three lands decrease from 61,678 square feet to 39,742 square feet, the Phase Six lands decrease from 191,932 square feet to 173,652 square feet and the new Part 8 comprises 22,191 square feet. The use of Part 8 is to be shared by Phases Three and Four. To 16 feet above plaza level it is to be enjoyed by the Developer to interconnect Phase Four with Phase Two and the air rights from 16 feet above plaza to be reserved for use by the developer of Phase Three for hotel purposes or as otherwise agreed.

The provision of Addendum 7 for an apartment structure rising above the commercial concourse at the north-west corner of the plaza in Phase Two is deleted.

Publicly usable open space at the plaza level with the contemplated boundary adjustments and inclusive of Part 8, increases from 22,300 square feet to approximately 65,000 square feet.

The minimum number of parking spaces decreases from 249 to 215 for Phases Three and Four although it is to be noted that Phase Two increased its spaces from 102 to 210.

There is no increase in the maximum gross floor area for the office structure now to be erected on Phase Four and there is an increase from 216,000 square feet to 250,000 square feet of gross floor area of the hotel now proposed for Phase Three.

The details of the development of the Phase Three and Four lands (giving effect to the change of use) are set forth in the following tables and are compared therein with the corresponding details of the previous Addenda which they hereby amend and replace.

PHASE 3 - HOTEL

LLOYD D. JACKSON SQUARE

SUMMARY OF PROPOSED IMPROVEMENTS

(Units in Sq. Ft. Except as Noted)

	<u>Previous Addenda</u>	<u>Addendum No. 9</u>
Land Area	61,678	39,742 (plus 22,191 possible Part 8 air rights 16 feet above plaza level)
Parking	152 cars	80 cars
Associated Retail	44,300	30,000
Commercial Space (net rentable)		
Number of Rooms	225-375	Minimum of 300

The above statistics for Addendum No. 9 may be amended in order to accord with the City's decision with respect to a hotel proposal acceptable to it.

PHASE 4 - OFFICE

LLOYD D. JACKSON SQUARE

SUMMARY OF PROPOSED IMPROVEMENTS

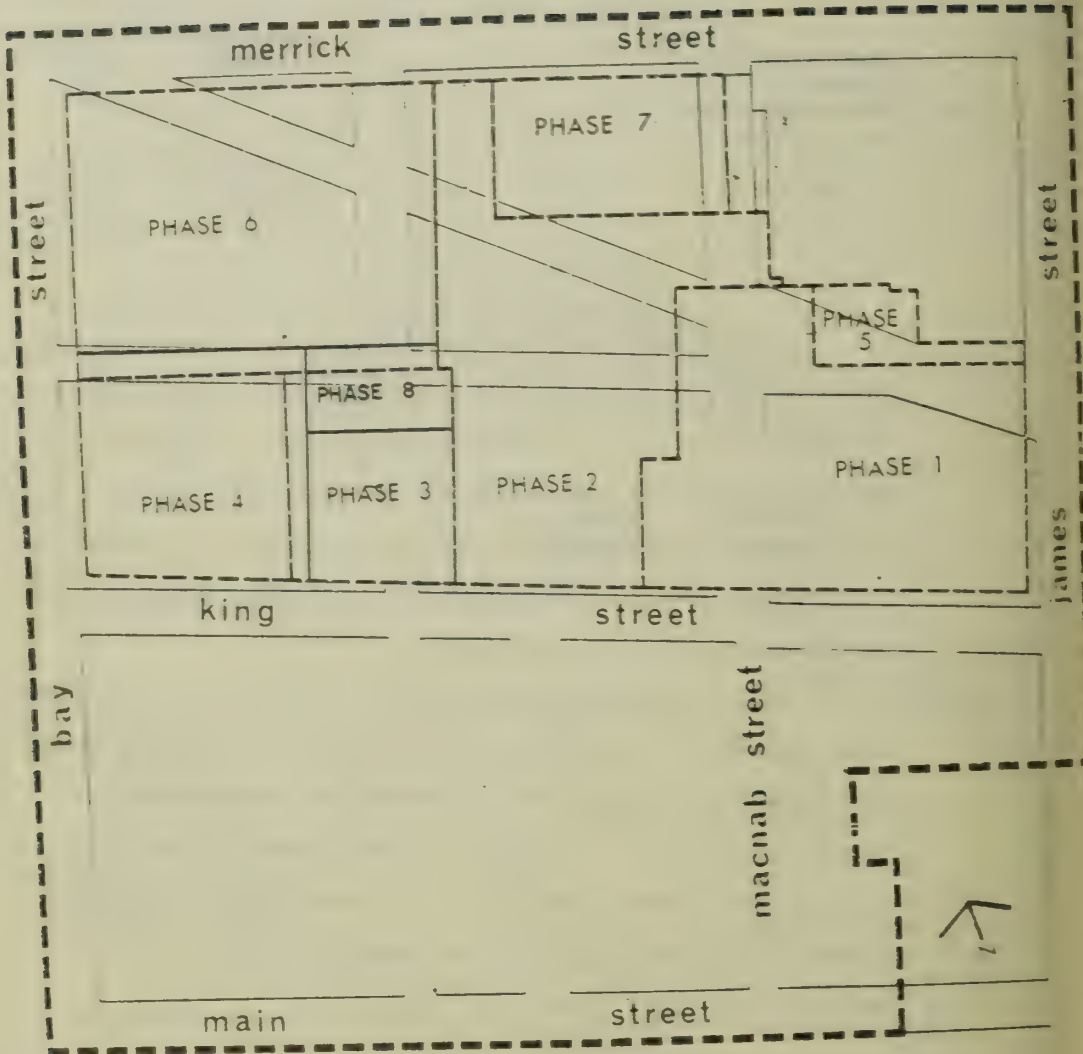
(Units in Sq. Ft. Except as Noted)

	<u>Previous Addenda</u>	<u>Addendum No. 9</u>
Land Area	75,372	93,460 (plus 22,191 rights to Part 8 up to 16 feet above plaza level)
Parking	87 cars	135 cars

Associated Commercial	)		Maximum	Minimum
Plaza Level	)		38,000	30,000
(Net Rentable)	)			
	)	29,100		
	)			
	)		Maximum	Minimum
Associated Retail	)		80,000	70,000
Commercial Space,	)			
Concourse Level	)			
(Net Rentable)	)			
Office Space		283,000	Maximum	Minimum
		to	400,000	225,000
		345,000		

The maps attached to Addendum No. 7 are replaced in their entirety by the maps attached hereto as Maps 1 through 4 of this Addendum No. 9 dated February 1980. It is to be particularly noted that with the exception of a possible health club, no uses are shown for Phase Six which is reserved for such future residential, commercial and other uses in such sub-phases as the City may decide.

The foregoing changes in the Redevelopment Plan have been approved by the City by two readings of a by-law and constitute the basis of this Addendum No. 9 to amend the Redevelopment Plan. If approved the City will seek proposals for the hotel development and will enter into an agreement appropriately amending the Development Agreement with the Developer and Yale Properties Limited.



MAP 1

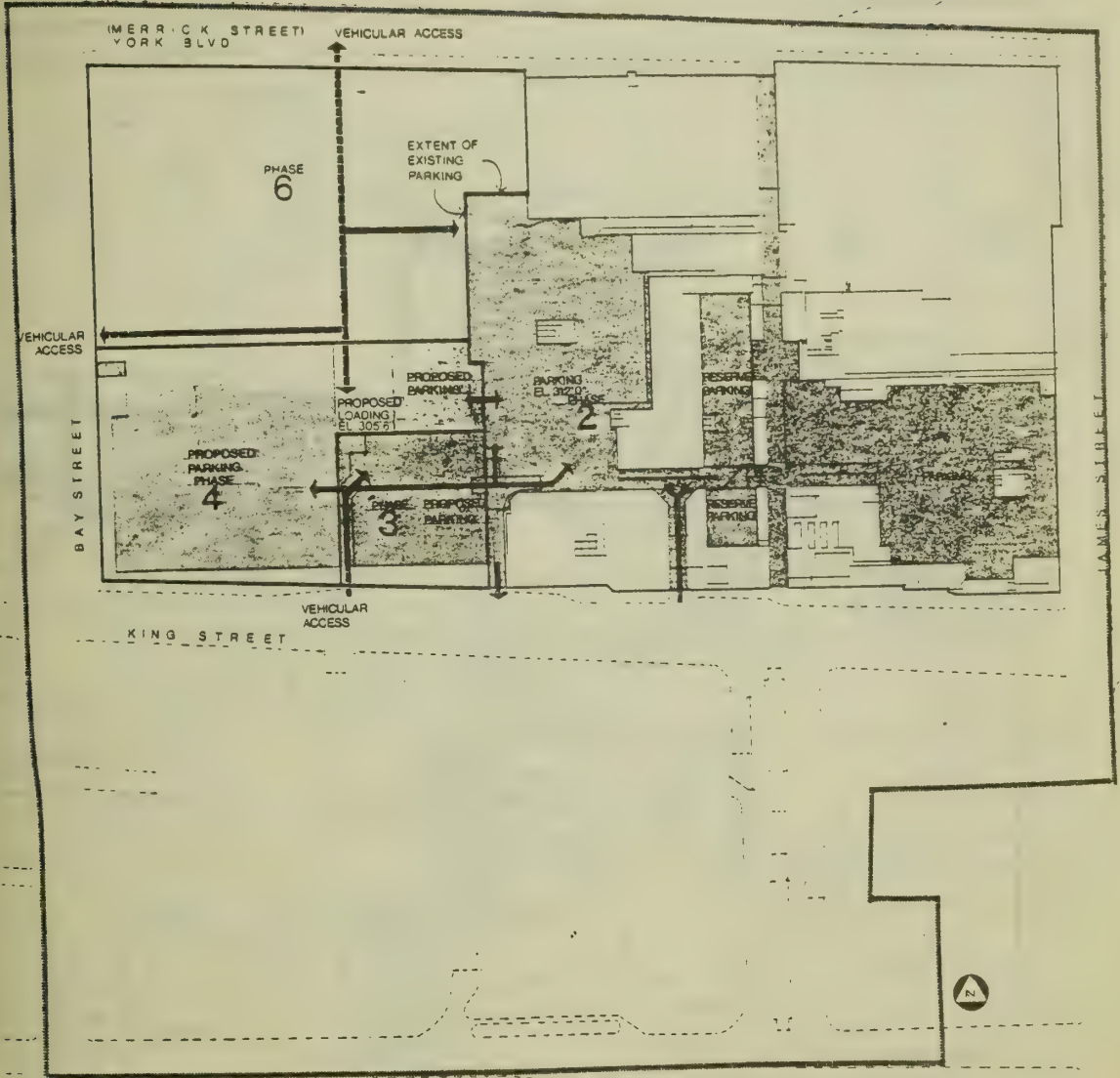
commercial
development phase

lloyd d.jackson square

redevelopment plan
addendum nine

718

10



MAP 2

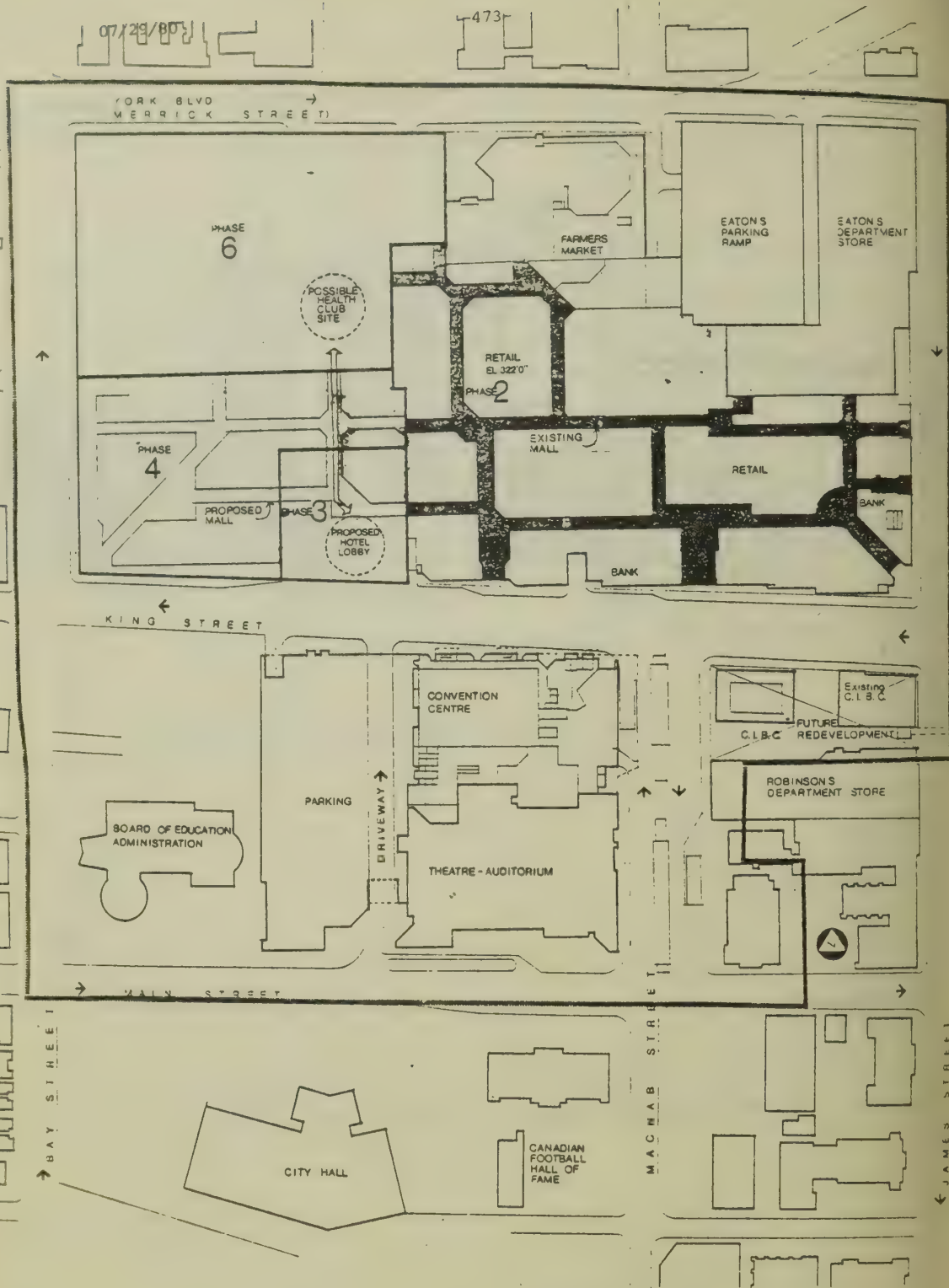
first basement level

lloyd d. jackson square

redevelopment plan
addendum nine

➡ vehicular access

▨ parking areas



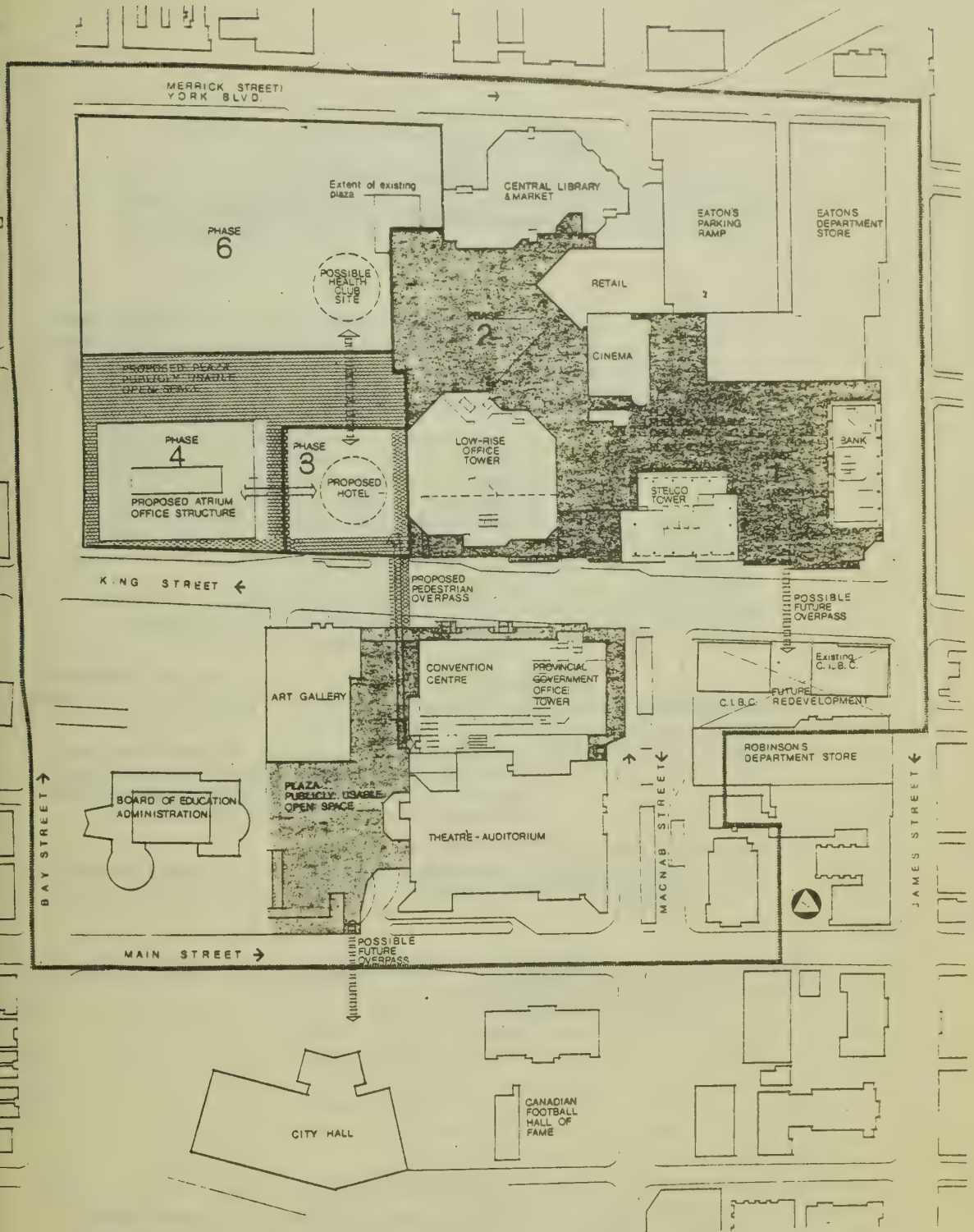
MAP 3

promenade level

lloyd d. jackson square

redevelopment plan
addendum nine

february 1980



MAP 4

plaza level

lloyd d. jackson square

redemption plan
addendum nine

february 1980

The Corporation of the City of Hamilton

BY-LAW NO. 80- 194

TO LICENSE DEALERS IN OLD GOLD

WHEREAS paragraph 2 of section 385 of The Municipal Act, R.S.O. 1970, Chapter 284 provides that by-laws may be passed by the councils of towns and villages and boards of commissioners of police of cities,

2. For licensing, regulating and governing persons who for hire or gain purchase or deal in old gold and other precious metals and in old jewellery or other articles for the purpose of smelting the same and recovering the gold therefrom, and for revoking any such licence.

- (a) The fee to be paid for a licence shall not exceed \$25 per year;

AND WHEREAS section 143 of The Regional Municipality of Hamilton-Wentworth Act, 1973 provides as follows:

143. The Council of the City of Hamilton may pass any by-law that a board of commissioners of police of a city is authorized to pass under The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 17 of By-law No. 79-323, passed on the 27th day of November, 1979, is amended by adding thereto the following schedule:

S C H E D U L E 41

Interpretation

1. In this schedule,
 - (a) "goods" means old gold and other precious metals and old jewellery or other articles that may be smelted and from which gold may be recovered;
 - (b) "metals dealer" means a person who for hire or gain purchases or deals in old gold and other precious metals and old jewellery or other articles for the purpose of smelting the same and recovering gold therefrom;
 - (c) "precious metals" includes silver and platinum.

Licence Required

2. Except where a licence has been issued and is in force under schedule 30, no person shall carry on business as a metals dealer without a licence under this by-law, entitling him so to do.

Duties of Metals Dealers

3. Every metals dealer shall comply with the following regulations:

1. Not alter, repair, change or dispose of or give up possession or give up control or in any way part with any goods purchased or taken in exchange or otherwise acquired, from any person until after the expiration of fifteen clear days, exclusive of Sundays and public holidays from the date of purchase, exchange or other acquisition.
2. Keep the goods at all times on the licensed premises for the period of fifteen clear days referred to in regulation 1, from the date of purchase, exchange or other acquisition.
3. Keep the goods on the licensed premises separate from any other goods previously purchased, taken in exchange or otherwise acquired.
4. Not purchase, take in exchange or otherwise acquire any goods for the purpose of smelting the goods and recovering any gold or other precious metal therefrom, from any person apparently under,
 - (a) the age of 18 years;
 - (b) under the influence of liquor.
5. Keep and maintain a separate and bound record book approved by the Licensing Committee, entitled "Old Gold, Precious Metals and Jewellery Register".
6. Keep and maintain in the record book referred to in regulation 5, a record only of the purchases, exchanges or other acquisitions of goods transacted in whole or in part, directly or indirectly, in the municipality of the City of Hamilton.

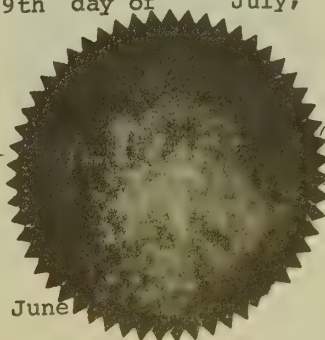
7. Enter into the record book referred to in regulation 5, in the English language, legibly written in indelible ink, a record of all goods purchased, taken in exchange or otherwise acquired.
8. Enter into the record book referred to in regulation 5, an accurate description of the goods sufficient to identify the goods, including,
 - (a) the quantity, colour, type and commonly known name and trade name, if any; and
 - (b) the name of the maker, manufacturer or any other name and any initials, description of trademark, crest or other symbol, dates and any other inscribed marking; and
 - (c) the name, address, full particulars of identification and description of the person from whom the purchase or acquisition, or with whom the exchange was made; and
 - (d) the price or other consideration for the goods and a description of the consideration; and
 - (e) the date and exact time the goods were purchased, exchanged or otherwise acquired.
9. Make the entry referred to in regulations 7 and 8, at the time the goods are purchased, exchanged or otherwise acquired.
10. Not remove, render illegible, alter or vary or in any way change any entry referred to in regulations 7 and 8 at any time, without the prior approval of the Licensing Committee.
11. Not remove any page or part thereof from the record book.
12. Not mutilate or otherwise render unreadable, the record book.
13. Not remove the record book from the municipality of the City of Hamilton, without the prior approval of the Licensing Committee.
14. Complete a record card in duplicate for each purchase, exchange or other acquisition, in form and content in accordance with Form 1 at the time an entry is made in the record book and file the duplicate copy with the Chief Constable.

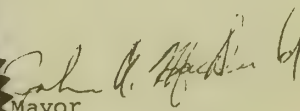
07/29/80

15. Retain the original record card on file.
 16. Deliver the duplicate copy of the record cards to the Chief Constable not later than two o'clock in the afternoon on the same day that the entry was made in the record book.
 17. Produce the record book immediately upon demand by the Chief Licence Inspector, a licence inspector or a police constable for the purpose of such inspection and reproduction of content as may be required.
 18. Produce the goods recorded or required to be recorded in the record book and kept on the premises in accordance with this schedule, immediately upon demand by the Chief Licence Inspector, a licence inspector or a police constable for the purpose of inspection.
 19. Produce all such other goods in his custody or possession immediately upon demand by the Chief Licence Inspector, a licence inspector or a police constable.
 20. Carry on the business of a metals dealer only at the place, location or site identified in the licence.
 21. Keep and maintain the place, location or site separate and apart from any other trade, calling, business or occupation carried on upon the premises, by means of counters, partitions, walls or other like barriers.
4. The amount of licence fee for a licence granted under this schedule shall be as follows:
1. For a metals dealer.....\$25.00.

PASSED this 29th day of July, A.D. 1980.


City Clerk




Mayor

(1980) 8 R.L.F.C. 9, June

FORM 1

To

Schedule 41

(Section 3, para. 14)

☐ PURCHASED ☐ PAWNED ☐ PREVIOUSLY PAWNED		☐ JEWELLERY ☐ WATCH ☐ OTHER		2ND HAND/PRECIOUS METAL/PAWN REPORT	
				SERIAL NUMBER	
DETAILED DESCRIPTION					
CUSTOMER	NAME			AGE	HAIR STYLE HAIR COLOUR
	ADDRESS			SEX	WEIGHT HEIGHT
SIGNATURE			AMOUNT	PLEDGE NUMBER	
DEALER			DATE		☐ AM ☐ PM
PAWN OFFICER'S USE					

The Corporation of the City of Hamilton

BY-LAW NO. 80- 195

To Amend:

By-law No. 78-211

Respecting:

APPOINTMENT OF BUILDING INSPECTOR

WHEREAS By-law No. 78-211, passed on the 25th day of July, 1978, provides for the appointment of inspectors under The Building Code Act, 1974;

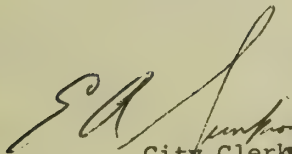
AND WHEREAS it is intended to appoint an inspector under the said Act.

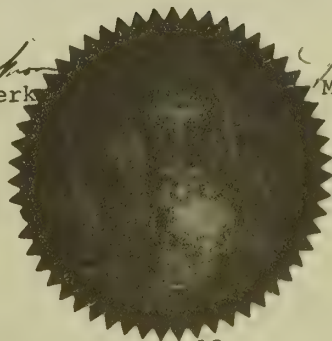
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of section 9 of By-law No. 78-211 is amended by adding the following paragraph thereto:

16. Peter Gobbo.

PASSED this 29th day of July, A.D. 1980.


City Clerk




Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 196

To Establish:

Site Plan Control

Respecting:

LAND LOCATED ON THE NORTH SIDE OF MOHAWK ROAD EAST,
IN THE AREA EAST OF UPPER WENTWORTH STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

9. Land comprised in Mohawk Gardens Phase II and III Plans of Subdivision, shown on Appendix 9 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law.

3. Section 2 of By-law No. 79-275 shall not apply to the land shown on schedule "A".

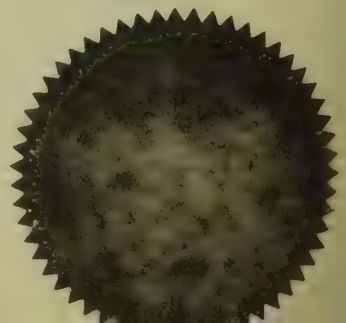
4. By-law No. 80-128, passed on the 29th day of April, 1980, is repealed.

PASSED this 29th day of July, A.D. 1980.

[Signature]
City Clerk

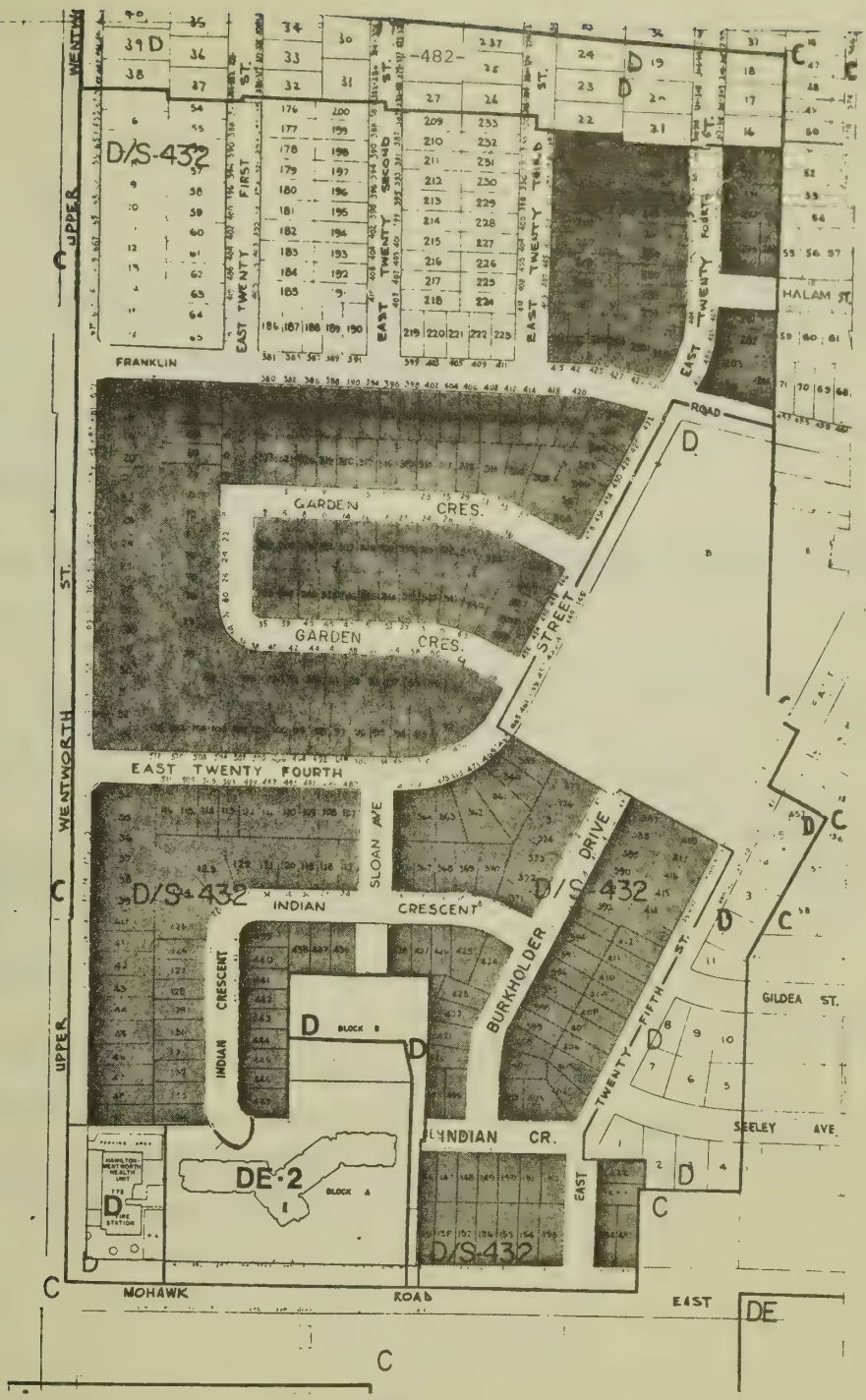
[Signature]
Mayor

(1980) 22 R.P.D.C. 7, June 24
Ontario Land Corporation, Owner
SA 79-21



07/29/80

E - 26
E - 27



LEGEND



Lands on Part of Sheet No. E-26 and Part of Sheet No. E-27 of
The Zoning District Maps forming part of By-law 6593 Designated
as an area of Site Plan Control Pursuant to Section 35a of
The Planning Act.
Appendix 9 to By-law No. 79-275



Bill No. 196

This is Schedule "A" to By-law No. 80-196 passed the 29th day of July, 1980

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-197

To Adopt:

Official Plan Amendment No. 351

Respecting:

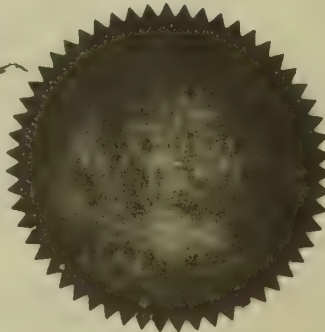
LAND LOCATED ON THE WEST SIDE OF UPPER WENTWORTH STREET,
IN THE AREA NORTH OF LIMERIDGE ROAD EAST

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 351 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 29th day of July, A.D. 1980.

E.A. Thompson
City Clerk



John B. H. H. H.
Mayor

07/29/80

AMENDMENT NO. 351 of the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 351.

PURPOSE:

To change the land use designation established in a prescribed area.

LOCATION:

West side of Upper Wentworth Street in the area north of Limeridge Road East.

BASIS:

It is proposed that lands on the west side of Upper Wentworth Street in the area north of Limeridge Road East be used for commercial purposes and that the present designation of these lands be changed accordingly.

ACTUAL CHANGE:

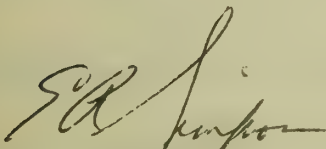
That the designation of the lands outlined in red on Schedule "A" be changed from "Residential" to "Commercial".

IMPLEMENTATION:

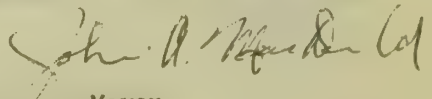
A Restricted Area By-law will give effect to the intended commercial use of the subject lands.

Bill No. 197

This is Schedule 1 to By-law No. 80-197 passed the 29th day of July, 1980


City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor

07/29/80

-485-

Schedule "A" to Amendment No. 351
to the Official Plan
of the Hamilton Planning Area.

CHANGE FROM
RESIDENTIAL TO COMMERCIAL



RESIDENTIAL

RECREATION, CIVIC &
CULTURAL

COMMERCIAL



INDUSTRIAL

The Corporation of the City of Hamilton

BY-LAW NO. 80-198

To Authorize:

1. The construction of local improvements on Monterey Avenue, south side from Park Row South to Province Street South, of independent concrete walk, as described in Schedule "A";
2. The special assessment to pay a portion of the cost, upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 11 of the Seventh Report of the Traffic and Engineering Committee on the 29th day of April, 1980;

AND WHEREAS the Council has procured to be made reports, estimates and statements for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 13th day of June, 1980, issue Order No. E 80558, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of independent concrete walk, on Monterey Avenue, south side from Park Row South to Province Street South as a local improvement on petition at an estimated cost of \$4,500.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$340.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$4,500.00.
2. The share or portion of the estimated cost of the works in the amount of \$340.00 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

- 2 -

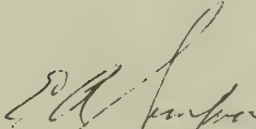
- (a) to the extent sufficient to provide an amount not exceeding \$340.00; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

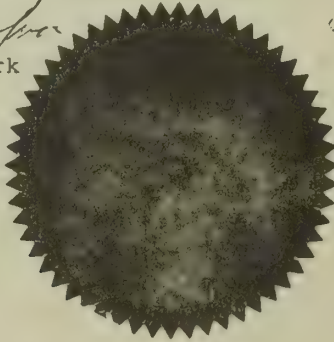
4. The Regional Commissioner of Engineering is hereby authorized to -

- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 29th day of July A.D. 1980.


City Clerk




Mayor

SCHEDULE "A" TO BY-LAW NO. 80 - 198

The Construction on the south side of Monterey Avenue from Park Row South to Province Street South of an independent concrete walk at the costs and charges not exceeding those set out below:

City's share	\$4,160.00
Owners' share	<u>\$ 340.00</u>
Total Estimated Cost	<u><u>\$4,500.00</u></u>

Estimated per foot
frontage: \$5.00

Fifteen annual installments

The Corporation of the City of Hamilton

BY-LAW NO. 80-199

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF UPPER HORNING ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Planning of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Section 10(1)(iii) of By-law No. 6593, shall not apply.
2. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a side yard of at least 1.2 metres shall be required for that side of a lot abutting lands which are not part of the land shown on schedule "A" as regulated by this by-law.
3. Notwithstanding section 10(4) of By-law No. 6593, a lot for a single family dwelling shall have a width of at least 9.0 metres and an area of at least 278 square metres.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 1.

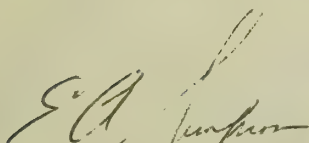
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-710".

4. Sheet No. W-43C of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-710".

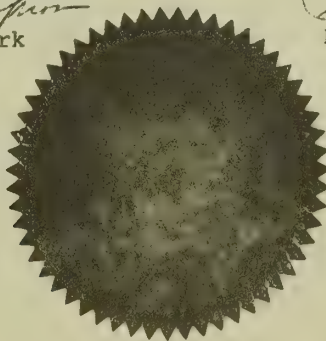
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

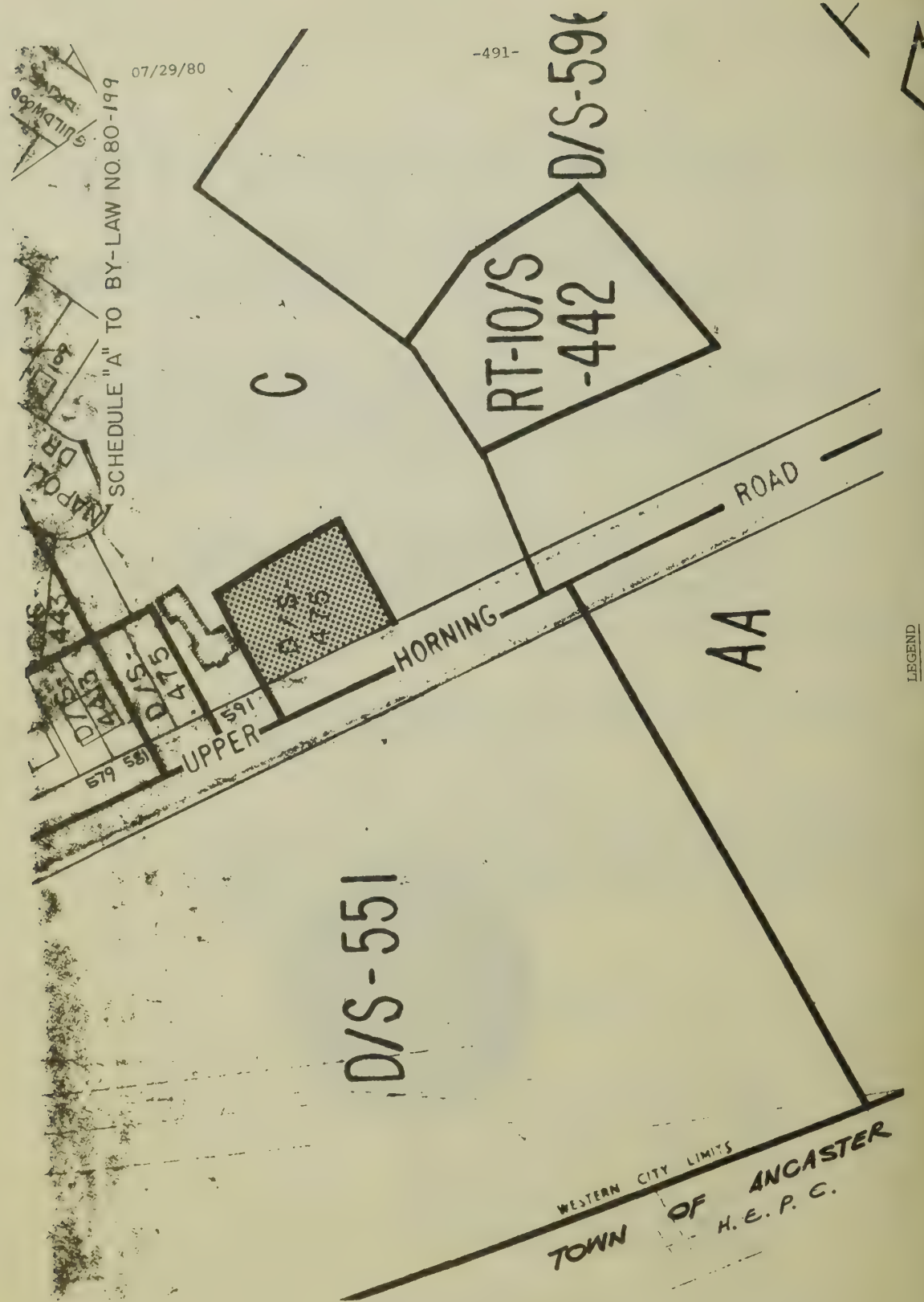
PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor



(1980) 22 R.P.D.C. 3, June 24
Westmount Homes, Owner
Z.A. 80-44



SCHEDULE "A" TO BY-LAW NO. 80-199

07/29/80

-491-

LEGEND

Lands on Part of Sheet No. W-43(of The Zoning District Maps to be regulated by By-law

Bill No. 199

This is Schedule "A" to By-law No. 80-199 passed the 29th day of July, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-200

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 125 FOREST AVENUE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E-3" (High Density Multiple Dwellings) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding section 11C(1) of By-law No. 6593, a property management office having a gross floor area not greater than 112 square metres located on the ground floor of the apartment building situated on the land at the time of the passing of this by-law, shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-3" District provisions subject to the special requirement referred to in section 1.

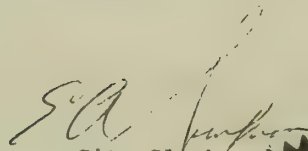
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-711".

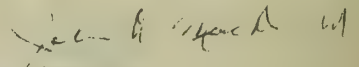
4. Sheet No. E-5 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-711".

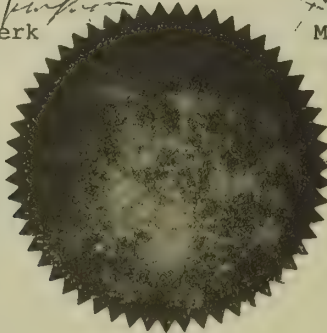
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor



(1980) 22 R.P.D.C. 4, June 24
Joel Jordan, Owner
Z.A. 80-46

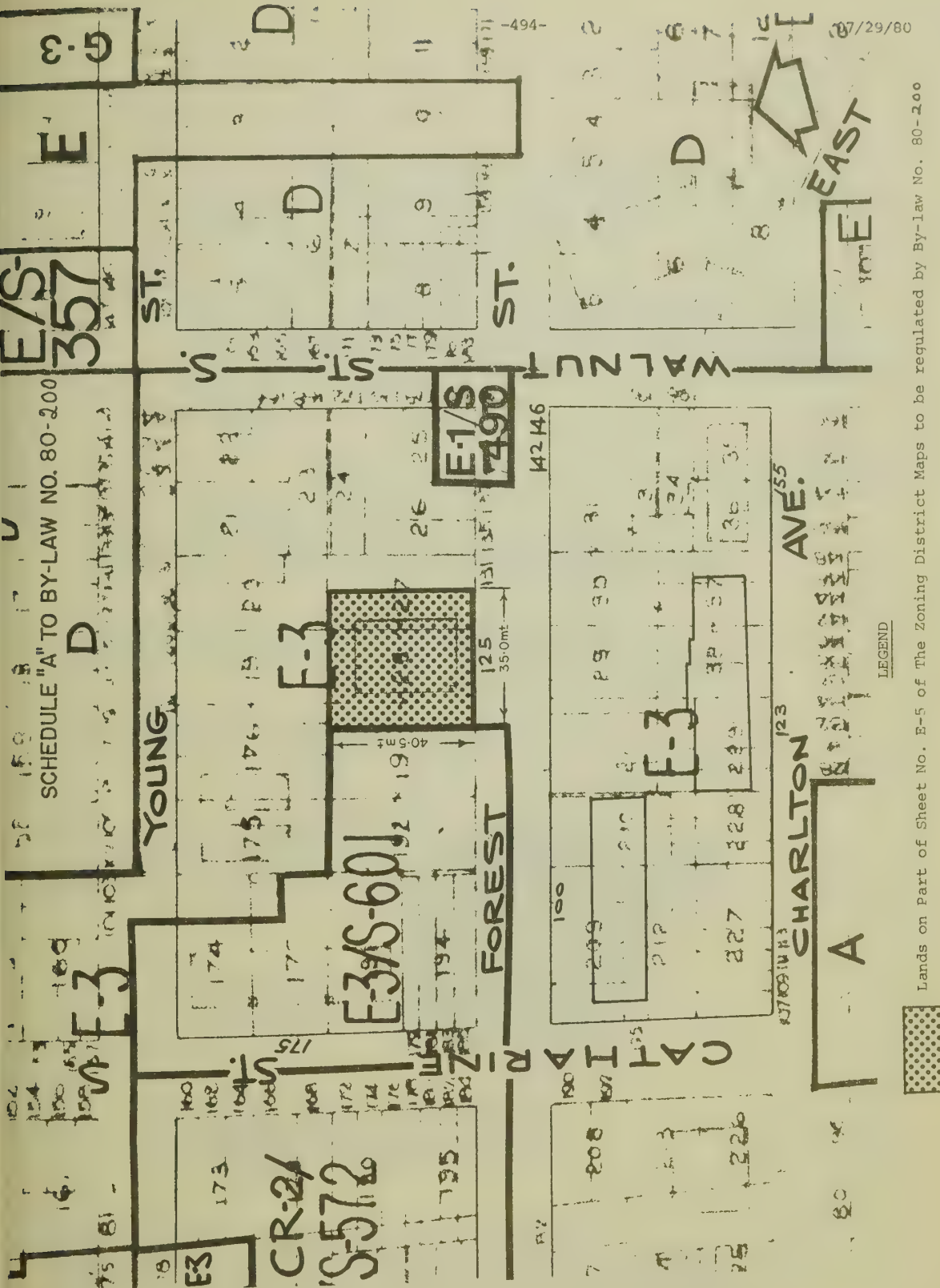
This is Schedule "A" to By-law No. 80-200 passed the 29th day of July, 1980.

S. A. [Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

Bill No. 200



Lands on Part of Sheet No. E-5 of The Zoning District Maps to be regulated by By-law No. 80-200

The Corporation of the City of Hamilton

BY-LAW NO. 80-201

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 18 TERRACE DRIVE

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Notwithstanding section 9(3)(ii) of By-law No. 6593, no side yard shall be required along the southerly property line.
2. Notwithstanding section 9(3)(iii) of By-law No. 6593, there shall be provided and maintained a rear yard of a depth of at least 3.96 metres.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-712".

4. Sheet No. E-8 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-712".

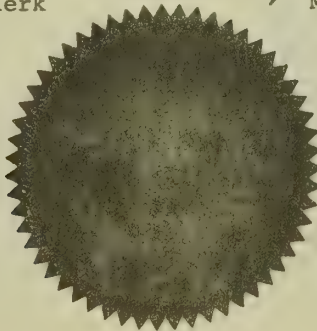
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor



(1980) 22 R.P.D.C. 5, June 24
James C. Rollo, Owner
Z.A. 80-49

in A. McDonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-202

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 500 MOHAWK ROAD WEST

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

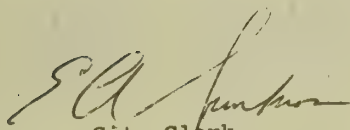
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

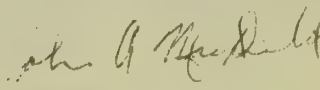
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

10. Land located at Municipal No. 500 Mohawk Road West, shown on Appendix 10 hereto annexed and forming part of this by-law.

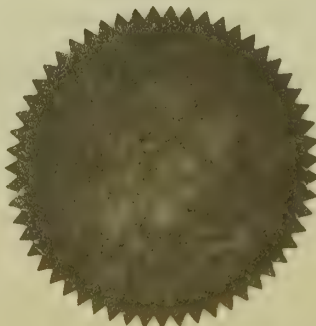
2. Schedule "A" is annexed hereto and forms part of this by-law.

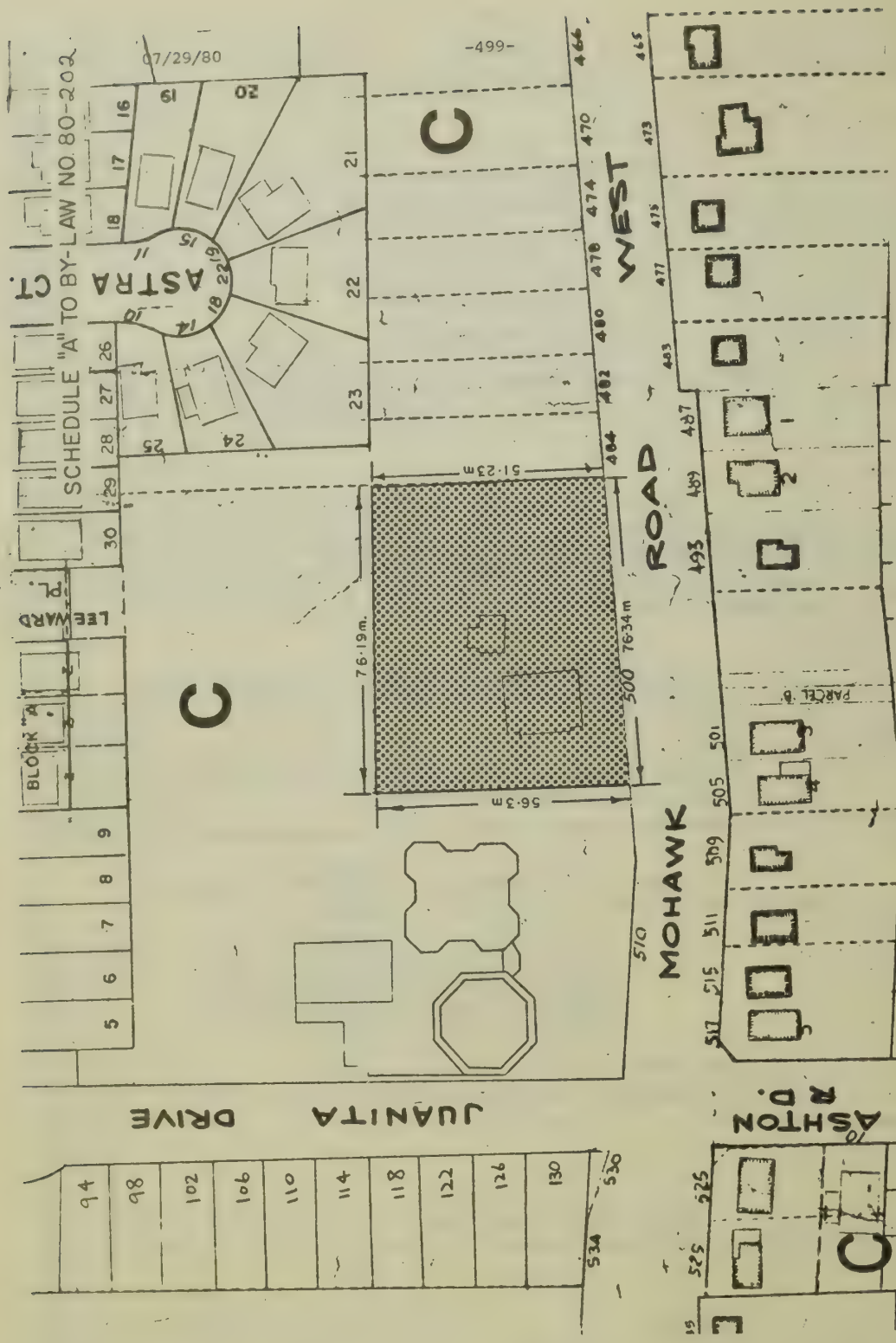
PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor

(1980) 12 R.P.D.C. 4, March 25
St. Martin's Manor, Owner
Z.A. 80-16





LEGEND

Lands on part of Sheet No. W-27 of the Zoning District maps forming part of By-law No. 6593 designated as an area of site plan control pursuant to Section 35a of The Planning Act.
Appendix 10 to By-law No. 79-275



Bill No. 202

This is Schedule "A" to By-law No. 80-202 passed the 29th day of July, 1980.

S. A. Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John C. Macdonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 203

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 385 MELVIN AVENUE

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. In addition to the uses permitted in section 11(1) of By-law No. 6593, a retirement lodge for not more than 72 persons, shall be permitted.
2. Parking shall be provided at the ratio of one parking space for every four persons lawfully accommodated.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E" District provisions, subject to the special requirements referred to in section 1.

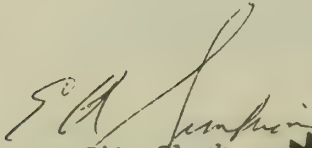
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-715".

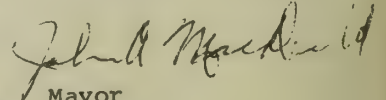
4. Sheet No. E-83 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-715".

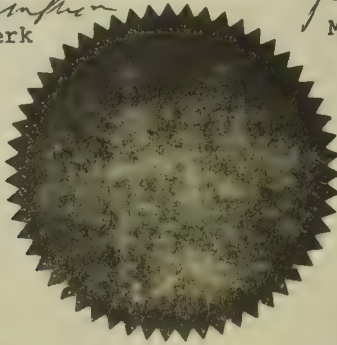
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor

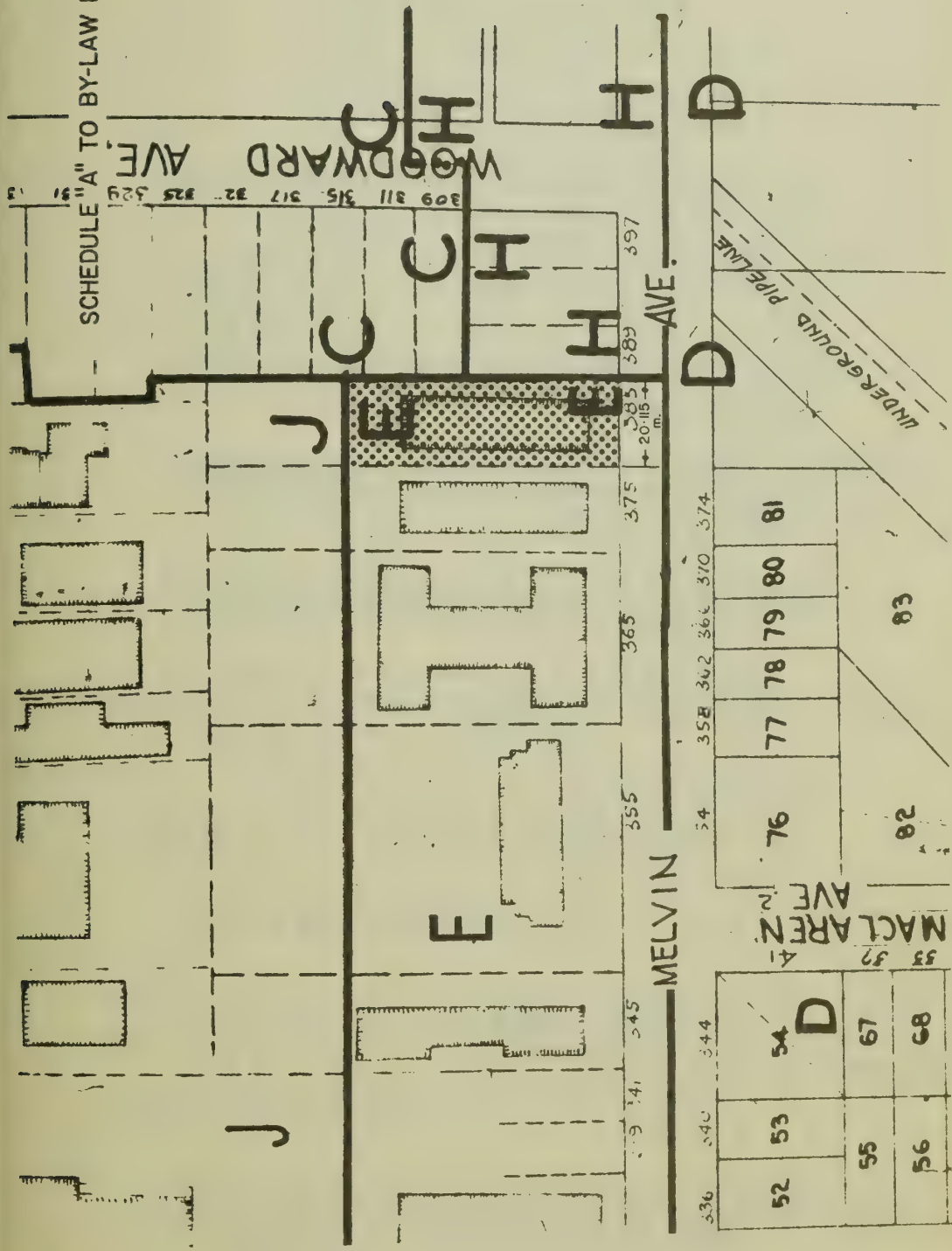


(1980) 24 R.P.D.C. 4, July 29
E. Doskoch, L. Nicholson
and D. Hall, Owners
Z.A. 80-36

07/29/80



SCHEDULE "A" TO BY-LAW NO. 80-203



LEGEND



Lands on Part of Sheet No. E-83 of The Zoning District Maps to be regulated by By-law No. 80-203

Bill No. 203

This is Schedule "A" to By-law No. 80-203 passed the 29th day of July, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-204

To Alter and Reconstruct a Portion of
George Street from Queen Street to Hess
Street by creating a Pedestrian Mall

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to alter, establish, and lay out any highway or part of a highway under its jurisdiction;

AND WHEREAS the Council of The Corporation of the City of Hamilton is empowered under paragraph 110 of Subsection 1 of Section 354 of the said Municipal Act to establish all or any part of any street as a way for the use of pedestrians and for prohibiting the use thereof by vehicles or any class thereof except to such extent or for such periods as may be specified, subject to the approval of the Minister of Transportation and Communications;

AND WHEREAS the Council of The Corporation of the City of Hamilton, at its meeting held on 29 April 1980 authorized the establishment of a pedestrian mall on George Street from Queen Street to Hess Street;

AND WHEREAS the Council of The Corporation of the City of Hamilton intends to pass a by-law entitled "TO ESTABLISH: A PEDESTRIAN MALL OR WAY ON GEORGE STREET BETWEEN QUEEN STREET SOUTH AND HESS STREET SOUTH: pursuant to the said Section 354;

AND WHEREAS in order to implement the establishment of the pedestrian mall it is necessary to alter and reconstruct a portion of George Street as described herein;

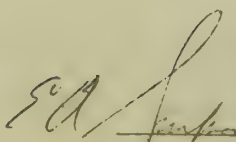
AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act;

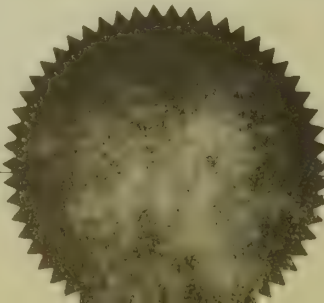
AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic and Engineering Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law,

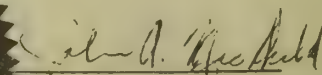
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The alteration of George Street by the replacement of roadway and sidewalks with paving stones and planters to create a pedestrian mall on George Street between Queen Street and Hess Street be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. This By-law shall come into force and take effect on the date of the passing and enactment of a by-law pursuant to Sections 354(1)(110) of The Municipal Act entitled "TO ESTABLISH A PEDESTRIAN MALL OR WAY ON GEORGE STREET BETWEEN QUEEN STREET SOUTH AND HESS STREET SOUTH."

Passed this 29th day of July , 1980.


City Clerk




Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 205

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE WEST SIDE OF UPPER WENTWORTH STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "G-1" (Designed Shopping Centre) district, the land,

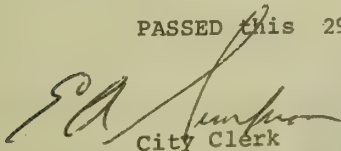
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

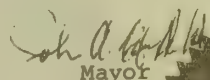
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of July,

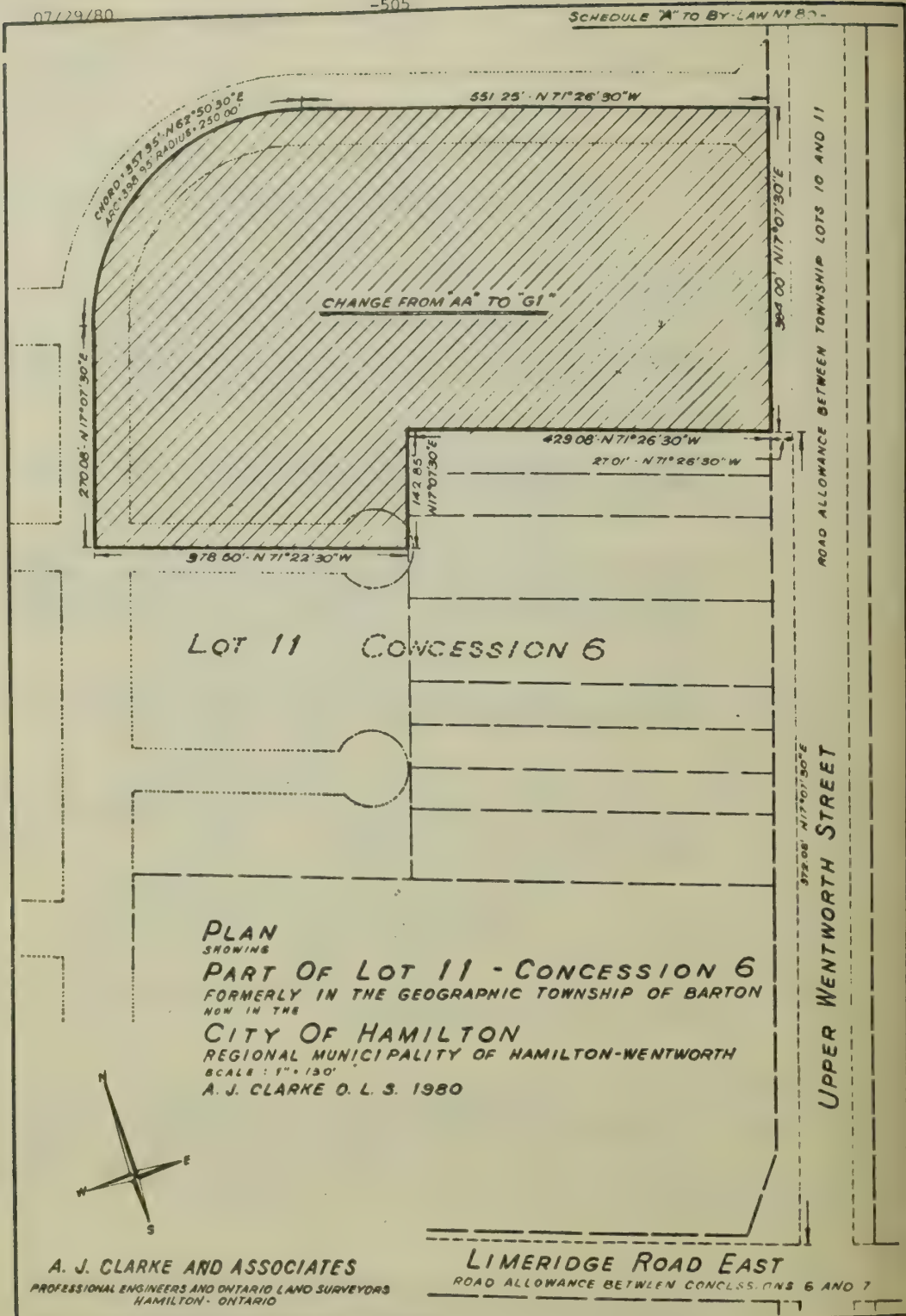
A.D. 1980.


City Clerk


Mayor



(1980) 22 R.P.D.C. 1(b), June 24
Abbotsford Homes, Ltd., Owner
Z.A. 80-30, (part)
Loblaws Limited, Owner
Z.A. 80-53



Bill No. 205

This is Schedule "A" to By-law No. 80-205 passed the 29th day of July, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

Bill No. 206

The Corporation of the City of Hamilton

BY-LAW NO. 80-206

To Reconstruct and Set Apart a Portion
of Glen Road from Longwood Road to
Paradise Road by Widening the Pavement

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to alter, establish, set apart and layout any highway or part of a highway under its jurisdiction;

AND WHEREAS it is necessary to reconstruct and set apart a portion of Glen Road by widening the pavement as described herein;

AND WHEREAS the Council of The Corporation of the City of Hamilton at its meeting held on February 26, 1980 authorized the 1980 Reconstruction Programme;

AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act;

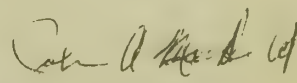
AND WHEREAS the Council of The Corporation of the City of Hamilton through its Traffic & Engineering Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law.

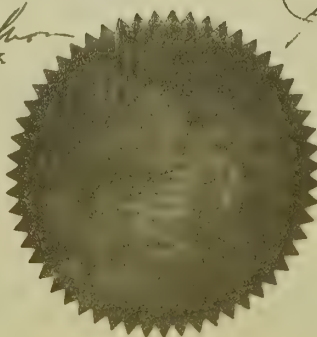
NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The reconstruction and setting apart of Glen Road between Longwood Road and Paradise Road by widening the pavement be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

Passed this 29th day of July , 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80-207

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 193 STONE CHURCH ROAD WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district to "B" (Suburban Agriculture and Residential, etc.) district, the land,

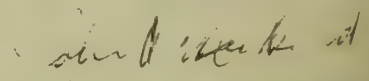
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

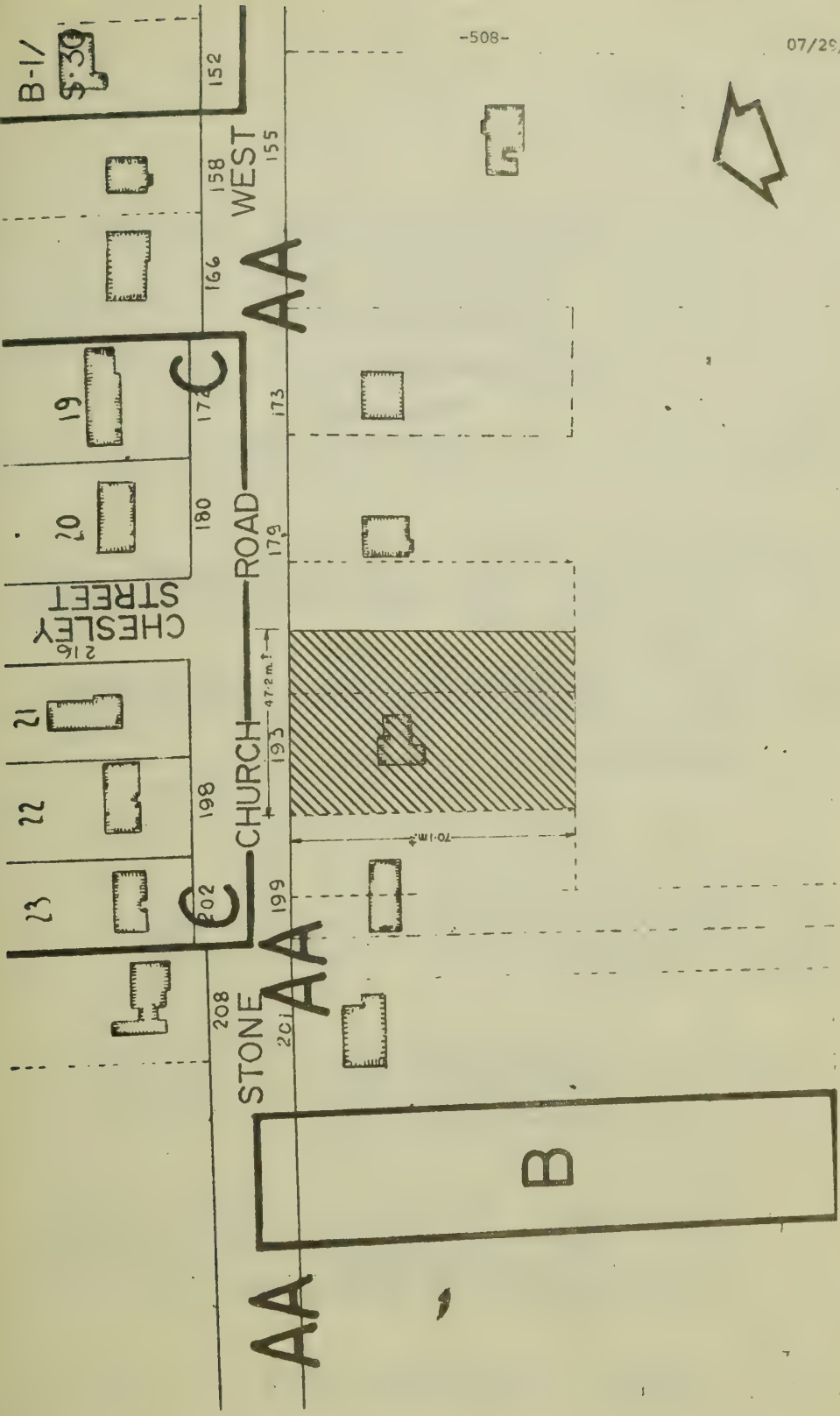
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor



LEGEND

LANDS ON PART OF SHEET No W-9C OF THE ZONING DISTRICT MAPS TO BE RE ZONED FROM "AA" (AGRICULTURAL) DISTRICT TO "B" (SUBURBAN AGRICULTURAL AND RESIDENTIAL, ETC.) DISTRICT



Bill No. 207

This is Schedule "A" to By-law No. 80-207 passed the 29th day of July, 1980.

S. A. [Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-208

To Amend:

Licensing By-law No. 79-323

Respecting:

FORMS AND DOCUMENTS

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS it is desirable to amend the said by-law to provide that forms and documents supplied by the City to a licensee to be completed by the licensee, remain the property of the City.

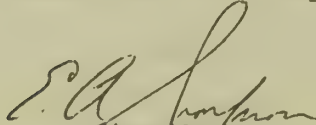
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

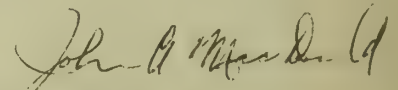
1. By-law No. 79-323 is amended by adding the following thereto:

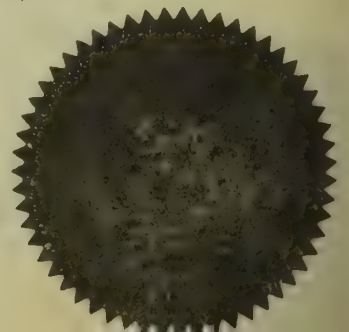
7a. Where the City provides any form or other document to a person that requires the insertion of information, the form or document whether or not containing the inserted information in whole or in part, shall be and remain the property of the City.

7b. Every licence certificate, licence plate, identification card, form or document, shall be delivered forthwith to the City upon written or oral request of the Licence Administrator or the Chief Licence Inspector or a Licence Inspector.

PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 39 and 41 DEVONPORT STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "L-mr-2" (Planned Development - Multiple Residential) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended in accordance with section 35(29) of The Planning Act, R.S.O. 1970, Chapter 349, to the extent only of the following variance as a special requirement:

1. The land may be used for the parking thereon of vehicles for a period not exceeding two years from the day of the passing of this by-law or the period during which the owner of the lands at the time of the passing of the by-law continues to be the owner thereof, whichever is the lesser, accessory to the use of the land regulated by the "L-mr-2" District provisions located at municipal numbers 39 and 41 Devonport Street.

2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-717".

3. Sheet No. W-11 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-717".

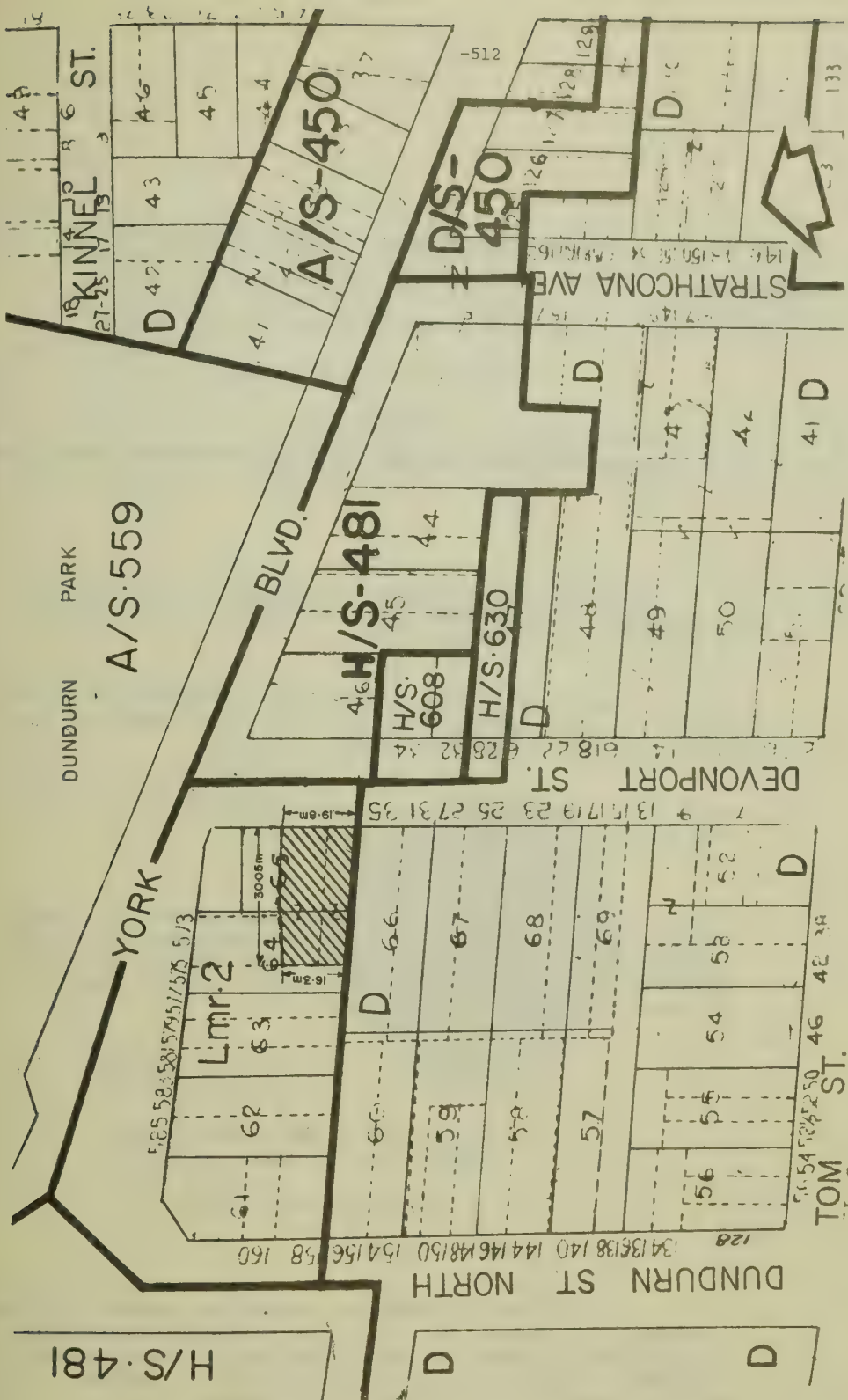
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

READ A FIRST AND SECOND TIME on the 29th day of
July, A.D. 1980.

READ A THIRD TIME AND FINALLY PASSED on the
day of A.D. 1980.

(1980) 25 R.P.D.C. 2, July 29
Simcoe and Erie General Insurance Company,
Prospective Owner
Z.A. 80-59



LEGEND

LANDS ON PART OF SHEET No. W-11 OF THE ZONING DISTRICT MAPS TO BE REGULATED BY BY-LAW No 80



This is Schedule "A" to By-law No. 80- passed the day of

THE CORPORATION OF THE CITY OF HAMILTON

Bill No. 200

07/29/80

The Corporation of the City of Hamilton

BY-LAW NO. 80- 209

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 837 to 847 BARTON STREET EAST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. In addition to the uses permitted in section 14(1) of By-law No. 6593,
 - (a) an auto body and fender repair shop, and
 - (b) a fibreglass fabricating shop,shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-579a".

4. Sheet No. E-32 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-579a".

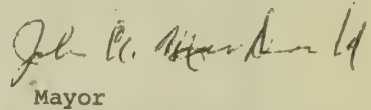
07/29/80

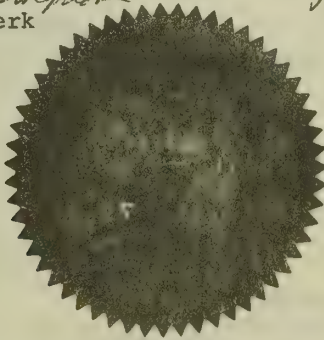
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of July, A.D. 1980.

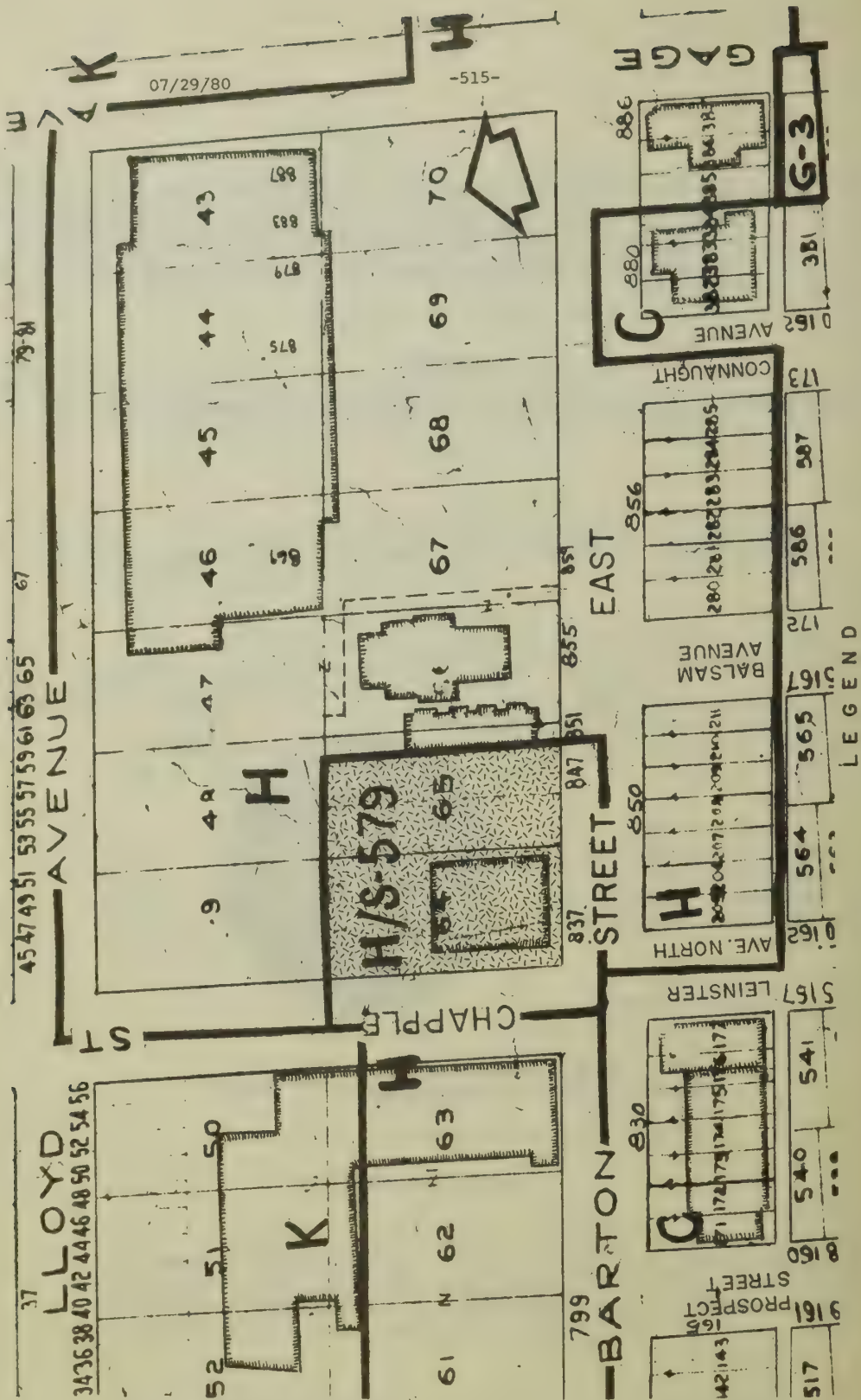

City Clerk


Mayor



(1980) 25 R.P.D.C. 5, July 29
Ainslie Hogan Pontiac Buick Ltd., Lessee
Z.A. 80-61

SCHEDULE "A" TO BY-LAW No. 80-209



This is Schedule "A" to By-law No. 80-209 passed the 29th day of July, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-210

To Amend:

Zoning By-law No. 6593

Respecting:

RAMPS FOR PHYSICALLY DISABLED; RESTAURANTS AND TAVERNS

WHEREAS it is intended to provide for ramps for the physically disabled, and to establish a revised definition for "Restaurant" and to establish a definition for "Tavern";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause (ivb) of clause D of subsection 2 of section 2 of By-law No. 6593 is repealed and the following substituted therefor:

(ivb) "Restaurant" shall mean any building or premises where food is prepared and offered for sale for immediate consumption therein or elsewhere, and shall include those premises for which either a Dining Room Licence or Dining Lounge Licence has been issued under The Liquor Licence Act, 1975, but shall not include any building or portion thereof where drink or pre-packed food requiring no further preparation is offered for sale.

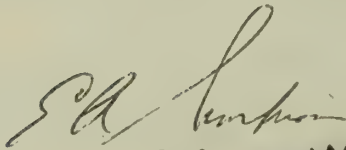
2. Clause D of subsection 2 of section 2 of the said By-law is amended by adding the following subclause thereto:

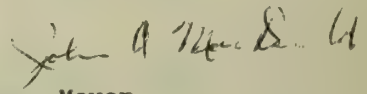
(vii) "Tavern" shall mean an establishment which has been reclassified as a "tavern" under The Liquor Licence Act, 1975, and shall include those premises for which an Entertainment Lounge Licence, a Lounge Licence, a Patio Licence, or a Public House Licence has been issued under The Liquor Licence Act, 1975.

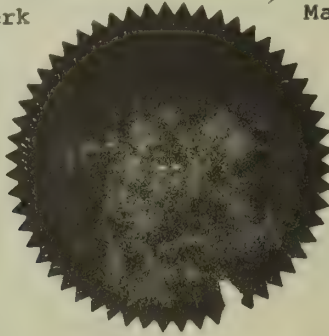
3. Section 18(3)(vi) of the said By-law is amended by adding the following thereto:

(ddd) A ramp for use by physically disabled persons may project into a required yard.

PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor



(1980) 25 R.P.D.C. 8, July 29
City Initiative 80-L

The Corporation of the City of Hamilton

BY-LAW NO. 80- 211

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 110 BOWMAN STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-41 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "J" (Light and Limited Heavy Industry, etc.) district to "C" (Urban Protected Residential, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. Notwithstanding section 9(3)(i) of By-law No. 6593, there shall be provided and maintained a front yard of a depth of at least 5.3 metres.
2. Notwithstanding section 9(3)(ii) of By-law No. 6593, there shall be provided and maintained along the north side of the property a side yard of a width of at least 0.8 metres.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions subject to the special requirements referred to in section 2.

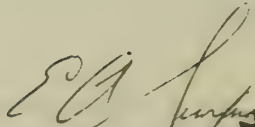
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-713".

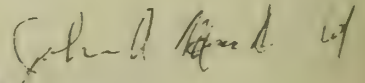
5. Sheet No. W-41 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-713".

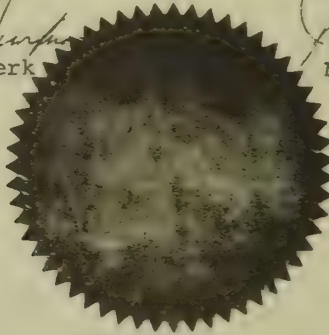
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

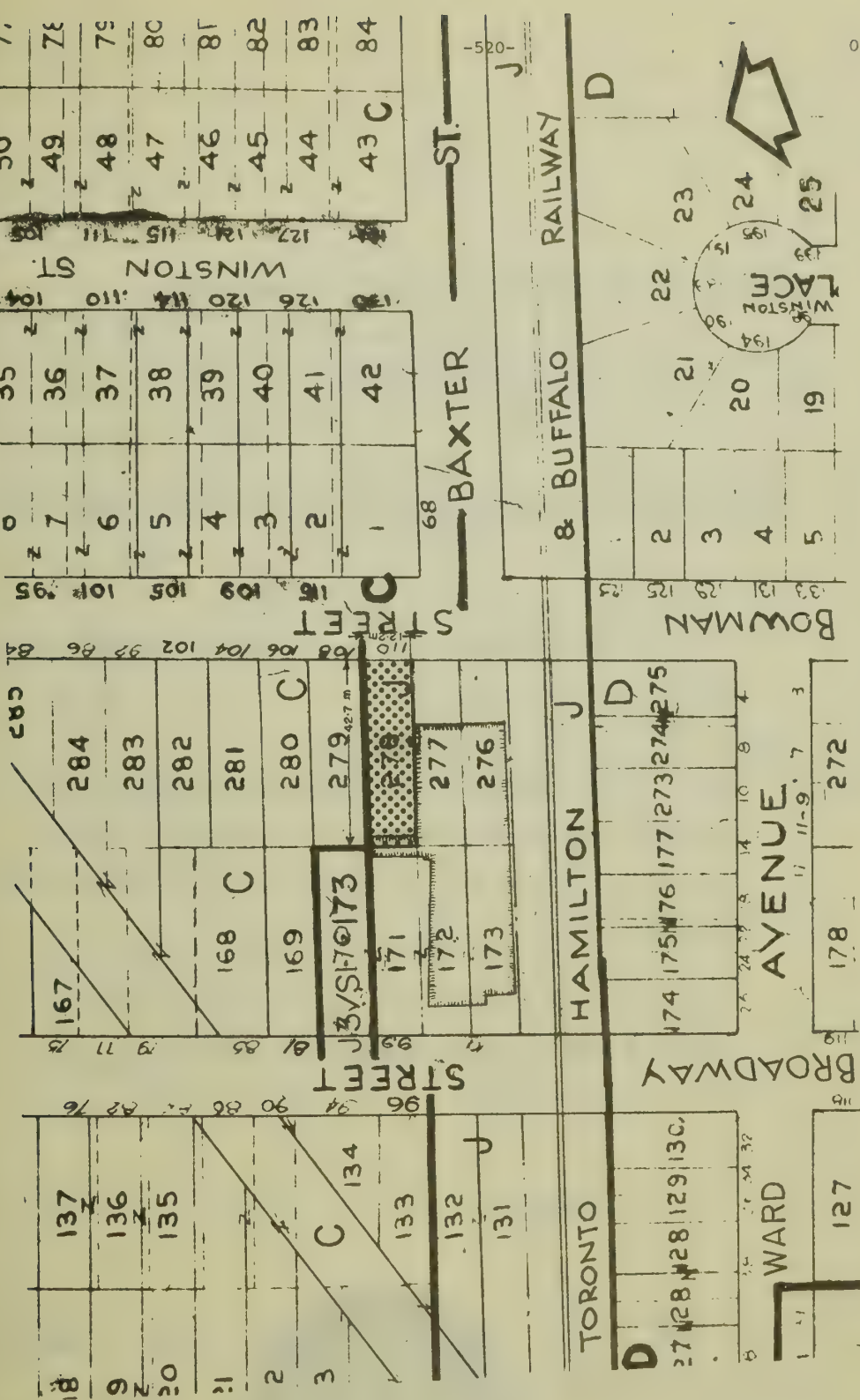
PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor



(1980) 24 R.P.D.C. 2, July 29
Victoria A. Poper, Owner
Z.A. 80-51



LEGEND

LANDS ON PART OF SHEET No. W-41 OF THE ZONING DISTRICT MAPS TO BE RE-ZONED FROM "J" (LIGHT AND LIMITED HEAVY INDUSTRY, ETC.) DISTRICT TO "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.



Bill No. 212

This is Schedule "A" to By-law No. 80-211 passed the 29th day of July, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-212

To Adopt:

Official Plan Amendment No. 352

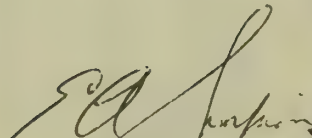
Respecting:

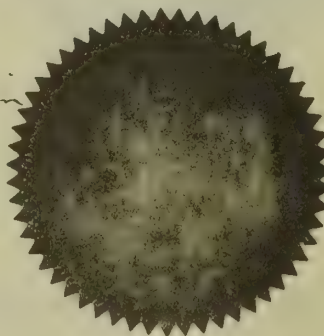
LAND LOCATED AT THE SOUTH-EAST CORNER OF WELLINGTON STREET NORTH
AND WILSON STREET

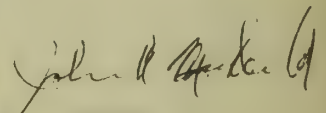
The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 352 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 29th day of July, A.D. 1980.


City Clerk




Mayor

AMENDMENT NO. 352 of the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 352.

PURPOSE:

To change the land use designation established in a prescribed area.

LOCATION:

South East corner of Wellington Street North and Wilson Street.

BASIS:

It is proposed that lands at the south east corner of Wellington Street North and Wilson Street be used for commercial purposes and that the present designation of these lands be changed accordingly.

ACTUAL CHANGE:

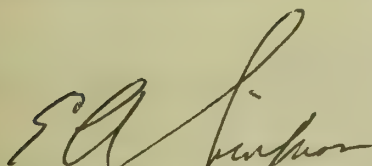
That the designation of the lands outlined in red on Schedule "A" be changed from "Residential" to "Commercial".

IMPLEMENTATION:

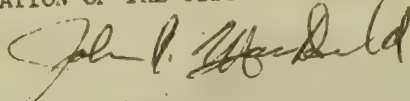
A Restricted Area By-Law will give effect to the intended commercial use of the subject lands.

Bill No. 213

This is Schedule 1 to By-law No. 80-212 passed the 29th day of July, 1980.


City Clerk

THE CORPORATION OF THE CITY OF HAMILTON


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 213

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF WELLINGTON STREET NORTH
AND WILSON STREET

WHEREAS it is intended to change the zoning of
the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with
the Official Plan of the Hamilton Planning Area, proposed
by the Council of The Corporation of the City of Hamilton,
but not yet approved by the Minister under The Planning
Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:

1. Sheet No. E-13 of the District Maps, appended to
and forming part of By-law No. 6593, passed on the 25th
day of July, 1950, is amended,

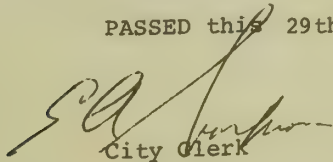
- (a) by changing from "J" (Light and Limited
Heavy Industry, etc.) district to "H"
(Community Shopping and Commercial, etc.)
district, the land,

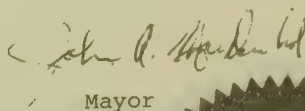
the extent and boundaries of which are shown on a plan hereto
annexed as schedule "A".

2. The City Clerk is hereby authorized and directed
to proceed as soon as possible with the giving of notice of
the passing of this by-law, including a brief explanation of
its purpose, and with the carrying out of all other directions
of the Ontario Municipal Board relating to the giving of such
notice.

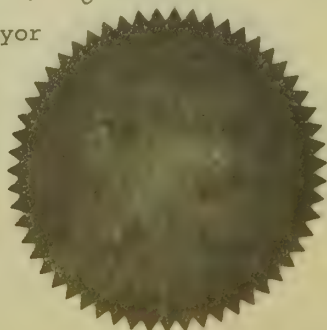
3. The City Solicitor is hereby authorized and directed
to make application to the Ontario Municipal Board for the
necessary approval of this by-law.

PASSED this 29th day of July, A.D. 1980.

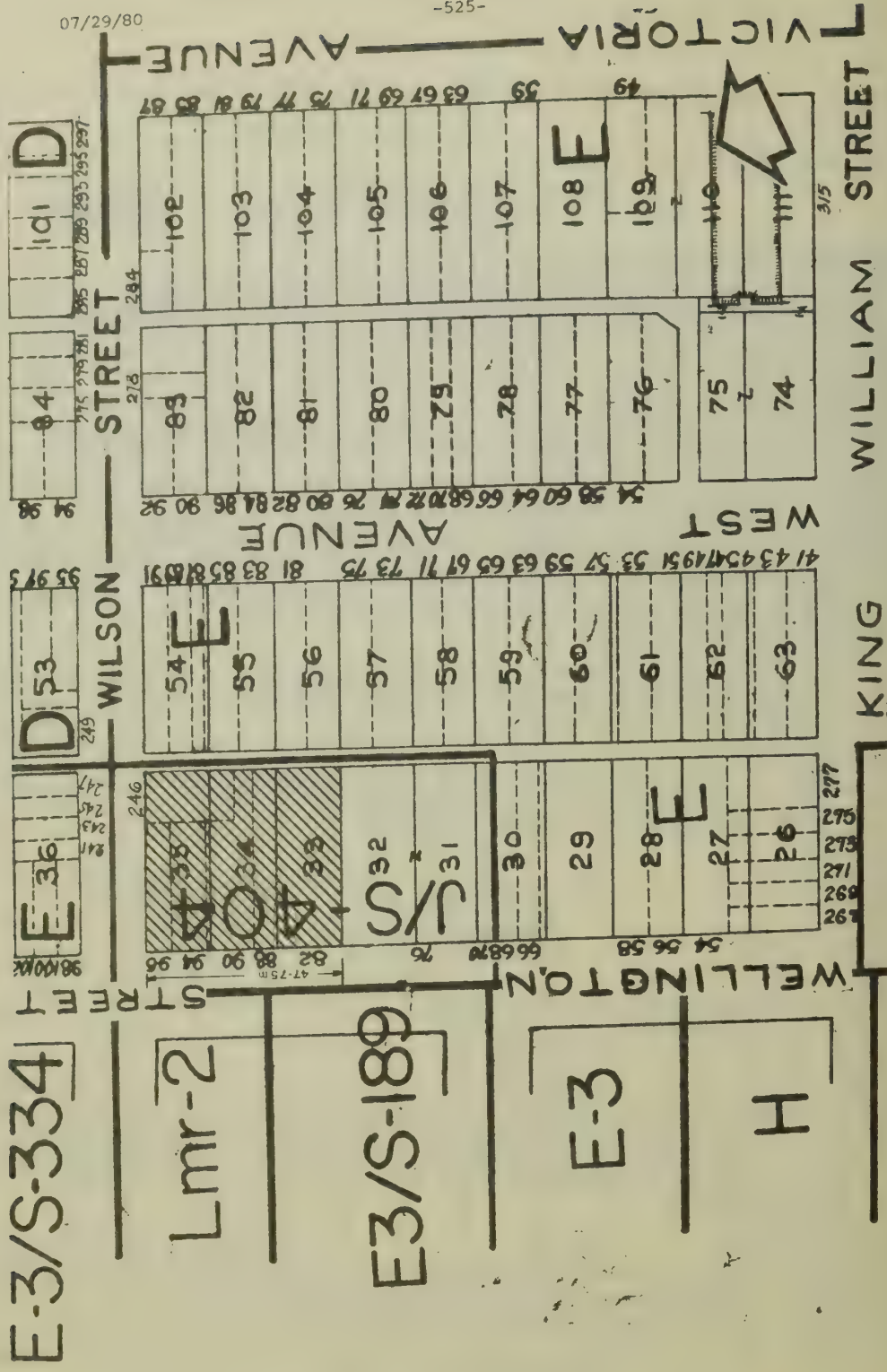

City Clerk


Mayor

(1980) 25 R.P.D.C. 1(b), July 29
Bethco Limited, Prospective Owner
Z.A. 80-32



SCHEDULE "A" TO BY-LAW No. 80-213



Bill No. 214

This is Schedule "A" to By-law No. 80-213 passed the 29th day of July, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-214

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF WELLINGTON STREET NORTH
AND WILSON STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

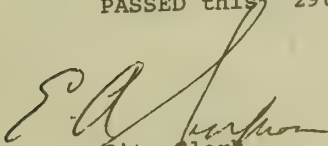
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

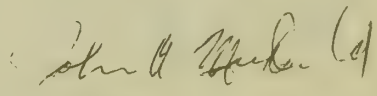
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

11. Land located at the south-east corner of Wellington Street North and Wilson Street, shown on Appendix 11 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law.

PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor

(1980) 25 R.P.D.C. 1(b) (ii), July 29
Bethco Limited, Prospective Owner
Z.A. 80-32



E-3/S-334

Lmr-2

E3/S-189

E-3

H

STREET

E 36

D 53

WILSON STREET

STREET

E 84

D 101

47-75 m

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Bill No. 216

The Corporation of the City of Hamilton

BY-LAW NO. 80-215

To Repeal:

BY-LAW NO. 78-109

Respecting:

Widening of Limeridge Road, South side,
East of Upper Ottawa Street

WHEREAS By-law No. 78-109 passed on the 11th day of April, 1978 provided for the establishing of the lands described in Schedule "A" attached hereto as public highway to form part of Limeridge Road.

AND WHEREAS by By-law No. 78-63, passed on the 28th day of February, 1978, the lands described in Schedule "A" attached hereto were previously established as public highway to form part of Limeridge Road.

AND WHEREAS the enactment of the said By-law No. 78-109 was therefore redundant

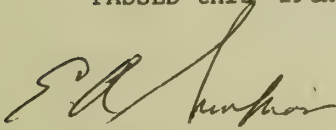
AND WHEREAS Section 15 of the 11th Report of the Traffic and Engineering Committee adopted by City Council on June 24, 1980 authorized the repeal of By-law No. 78-109.

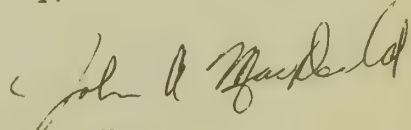
NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. By-law No. 78-109 is repealed.
2. Notwithstanding the repeal of By-law 78-109, it is expressly enacted that By-law No. 78-63 shall continue in full force and effect.

PASSED this 29th day of July,

A.D. 1980.


City Clerk


Mayor

SCHEDULE "A"

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 4, Concession 7, Township of Barton and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on April 27th, 1977, as Plan 62R-3528.

The Corporation of the City of Hamilton

BY-LAW NO. 80-216

To Amend:

Zoning By-law No. 6593

Respecting:

REDUCED FRONT YARD SETBACK OF BUILDINGS TO BE ERECTED
ON INTERIOR LOTS BETWEEN TWO EXISTING BUILDINGS

WHEREAS it is intended to provide relief from minimum front yard requirements for interior lots where the front yard setback under section 18(3)(iii) of By-law No. 6593 is greater than the front yard setback required in a zoning district, by substituting a new section 18(3)(iii) so as to allow reduced front yards on interior lots;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (iii) of subsection 3 of section 18 of By-law No. 6593 is repealed and the following substituted therefor:

(iii) Notwithstanding any provisions of this By-law, where a building or structure is to be erected on an interior lot between two existing buildings or structures located not more than 30.0 metres from the proposed building or structure, such building or structure may be erected closer to the front lot line than required by the district in which the lot is situated, provided that,

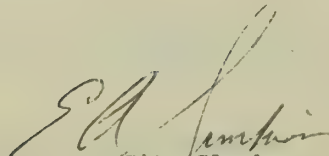
- (a) the minimum front yard shall be equal to the average depth of the two adjoining front yards, and
- (b) the reduction of the minimum front yard as permitted by this provision shall not exceed thirty percent (30%) of the depth ordinarily required by the district provisions in which the lot is situate.

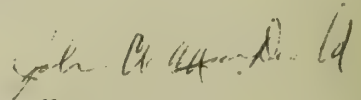
2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of

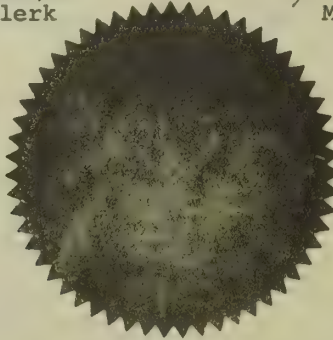
its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor



(1980) 24 R.P.D.C. 7, July 29
City Initiative 80-K

The Corporation of the City of Hamilton

BY-LAW NO. 80- 217

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 191 JAMES STREET NORTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Notwithstanding section 14(1) of By-law No. 6593, the area of the second storey of the building, as such area exists on the date of the passing of this by-law, may be converted from 8 apartments to not more than 16 hotel rooms.

2. No parking spaces shall be required to be provided and maintained accessory to the hotel rooms referred to in paragraph 1.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions subject to the special requirements referred to in section 1.

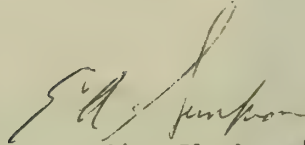
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-718".

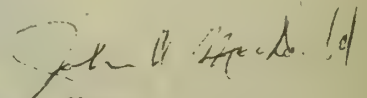
4. Sheet No. W-3 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-718".

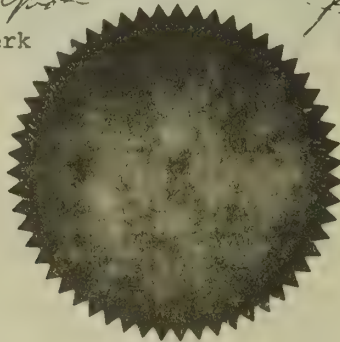
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

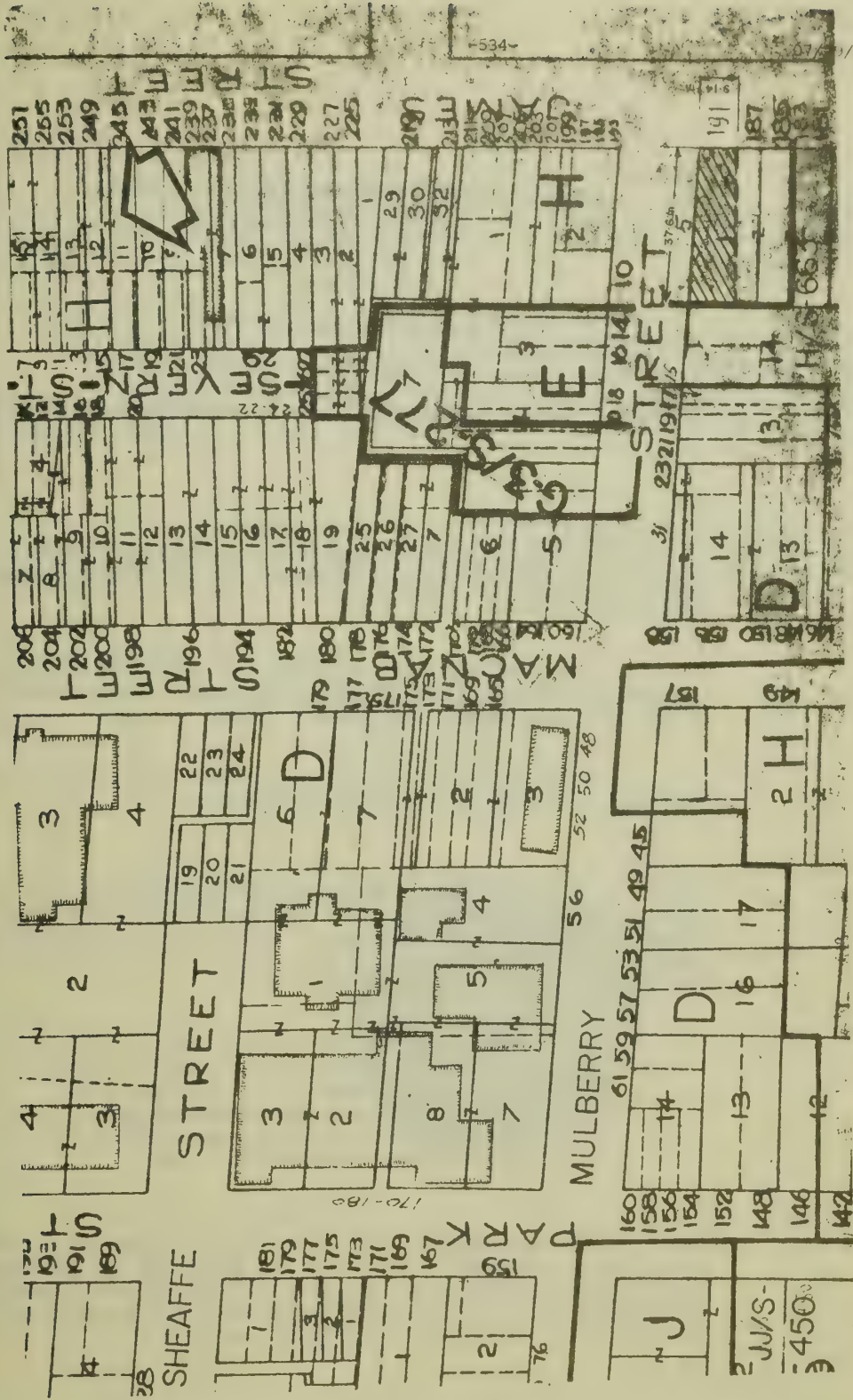
PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor



(1980) 25 R.P.D.C. 3, July 29
David Wall, Prospective Owner
Z.A. 80-55



LEGEND



LANDS ON PART OF SHEET No.W-3 OF THE ZONING DISTRICT MAPS TO BE REGULATED BY BY-LAW No 80-217

Bill No. 218

This is Schedule "A" to By-law No. 80-217 passed the 29th day of July, 1980.

[Signature]
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON
[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-218

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 65 MARKLAND STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding section 9(1)(ii) of By-law No. 6593, the building existing at the time of the passing of this by-law may be converted into a dwelling containing not more than three Class A dwelling units.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-721".

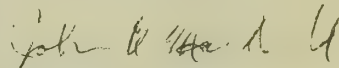
4. Sheet No. W-6 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-721".

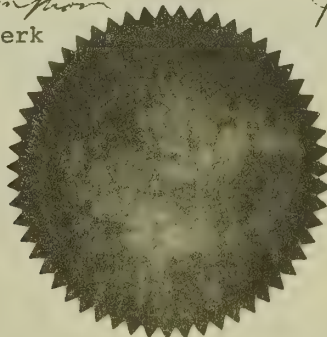
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of July, A.D. 1980.

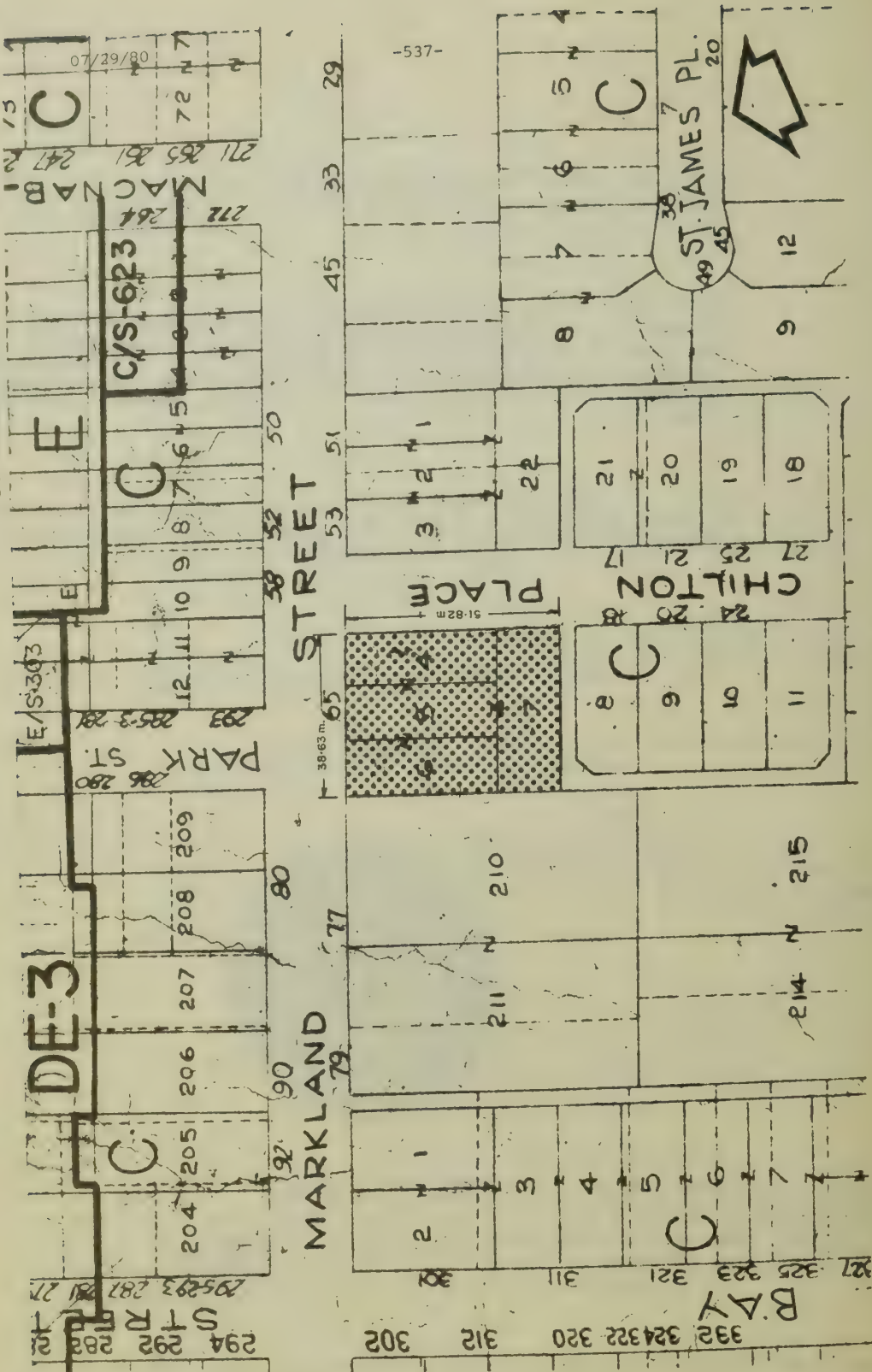

City Clerk


Mayor



(1980) 25 R.P.D.C. 6, July 29
Robert Allan and Morton Nelson, Owners
Z.A. 80-47

SCHEDULE "A" TO BY-LAW No. 80-218



LEGEND



LANDS ON PART OF SHEET No. W-6 OF THE ZONING DISTRICT MAPS TO BE REGULATED BY BY-LAW No. 80-218

Bill No. 219

This is Schedule "A" to By-law No. 80-218 passed the 29th day of July, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-219

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 13 to 21 BOLD STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A" are amended to the extent only of the following variance as a special requirement:

1. In addition to the uses permitted in section 11A(1) of By-law No. 6593, a natural food store shall be permitted.'

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used except in accordance with the "E-1" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-719".

4. Sheet No. W-5 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-719".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

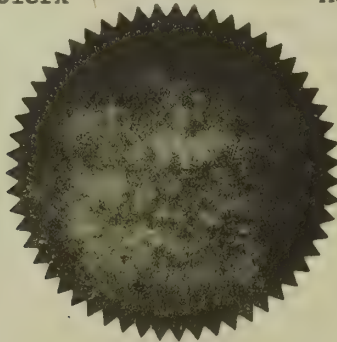
PASSED this 29th day of July, A.D. 1980.

E.A. [Signature]

City Clerk

John A. Macdonald

Mayor



(1980) 25 R.P.D.C. 4, July 29
Herman Turkstra, Owner
Z.A. 80-62

LEGEND

Bill No. 220

This is Schedule "A" to By-law No. 80-219 passed the 29th day of July, 1980

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Wm. H. Tucker
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-220

To Amend:

Zoning By-law No. 75-61

As Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NO. 288 KING STREET EAST

WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the setback of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

AND WHEREAS it is desirable to exempt the property located at No. 288 King Street East in order to permit the installation of a sign on the proposed future road allowance as determined by the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of a sign accessory to the land located at No. 288 King Street East.

PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-221

To Amend:

Zoning By-law No. 6593

Respecting:

THE "CR" DISTRICTS

WHEREAS section 15B of Zoning By-law No. 6593 establishes regulations for the "CR" (Commercial-Residential) district;

AND WHEREAS it is intended to provide for wording that is uniform with wording in other Districts relating to the same type of provision;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 3 of section 15B of By-law No. 6593 is amended by inserting after "one" in the fifth line "or more", so that the line reads as follows:

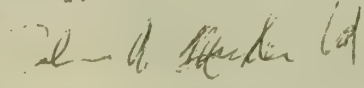
used, in each district, for other than one or more of the following,

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this By-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 222

To Amend:

Licensing By-law No. 79-323

Respecting:

HOURS OF CLOSING FOR
ROLLER RINKS, THEATRES, PUBLIC HALLS AND ARENAS

WHEREAS By-law No. 79-323, passed on the 27th day of November, 1979, established "The City of Hamilton Licensing Code, 1979";

AND WHEREAS Schedule 15 of By-law No. 79-323 provides that the time of closing on weekdays for roller rinks, theatres and arenas shall be twelve o'clock midnight;

AND WHEREAS section 5(2)(iii) of Schedule 15 of the said by-law provides that public halls shall be closed during the week, except Saturday,, at one o'clock in the forenoon;

AND WHEREAS it is intended to provide for hours of closing for roller rinks, theatres and arenas similar to public halls aforesaid.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Subsection 4 of section 5 of Schedule 15 of By-law No. 79-323 is amended by striking out "Notwithstanding the provisions of section 4 of this Schedule respecting hours," in the first and second lines.

(2) Clauses (a) and (b) of subsection 4 of section 5 of Schedule 15 of the said by-law are renumbered as subsections 4 and 4a, respectively.

07/29/80

(3) Clause (b) of subsection 4 of section 5 of Schedule 15 of the said by-law is amended by striking out "clause (a)" in the first line and inserting in lieu thereof "subsection 4".

2. Subsection 5 of section 5 of Schedule 15 of the said by-law is repealed and the following substituted therefor:

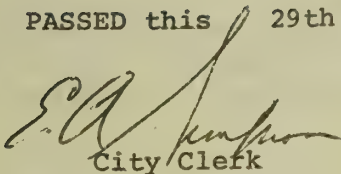
(4b) The premises of a moving picture show shall be closed not later than twelve o'clock midnight on Saturday and remain closed until eight o'clock in the forenoon of the following Monday, and shall be closed and remain closed on all other days from one o'clock in the forenoon until eight o'clock in the forenoon of the same day. By-law No. 77-54, S.1.

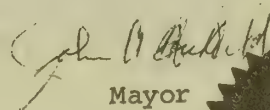
3. Section 5 of Schedule 15 of the said by-law is amended by adding the following section thereto:

5a. The premises of the following places of amusement or entertainment shall be closed and remain closed on all other days except Saturday, as follows:

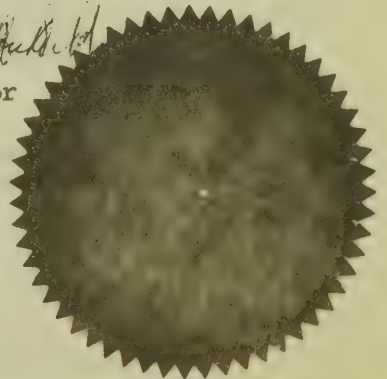
1. Theatres, other than moving picture theatres or shows, from one o'clock in the forenoon until eight o'clock in the forenoon of the same day.
2. Roller Rinks, from one o'clock in the forenoon until six o'clock in the forenoon of the same day.
3. Arenas, from one o'clock in the forenoon until six o'clock in the forenoon of the same day.

PASSED this 29th day of July, A.D. 1980.


City Clerk


Mayor

(1980) 9 R.L.F.C. 13, July 29



The Corporation of the City of Hamilton

BY-LAW NO. 80- 223

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 475 NEBO ROAD

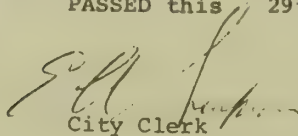
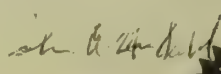
WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "M-15" (Prestige Industrial) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:
 1. An industrial use comprised of an asphalt mixing plant shall be permitted.
 2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-15" District provisions subject to the special requirement referred to in section 1.
 3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-714".
 4. Sheet No. E-59E of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-714".
 5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.
 6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 29th day of July, A.D. 1980.


City Clerk
Mayor

(1980) 24 R.P.D.C. 3, July 29
Dufferin Construction Company,
Prospective Owner
Z.A. 80-52



M-15



ROAD

M-15

215.5 m.

83.2 m.
475

NEBO

SOUTHERN CITY LIMITS (1960)

GLANBROOK

TOWNSHIP

LEGEND



LANDS ON PART OF SHEET No E-59 E OF THE ZONING DISTRICT MAP TO REGULATED BY BY LAW No 80-223

07/29/80

Bill No. 224

This is Schedule "A" to By-law No. 80-223 passed the 29th day of July, 1980.

Ed. Thompson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John H. Thompson
Mayor

Bill No. 225

BY-LAW NO. 80- 224

To Authorize the Reconveyance of
Title to 178 Fairleigh Avenue South,
Hamilton, to Doris Clancy

WHEREAS Doris Clancy was, in prior years,
the sole person exercising control and occupation of
the premises municipally known as 178 Fairleigh Avenue
South in the City of Hamilton and accordingly received
realty tax notices from The Corporation of the City of
Hamilton;

AND WHEREAS pursuant to Tax Warrant dated
March 1st, 1974, the said lands were sold by public
auction to The Corporation of the City of Hamilton on
June 13th, 1974 for arrears of realty taxes and other
valuable consideration;

AND WHEREAS pursuant to a tax sale deed dated
March 7th, 1977 and registered in the Registry Office
for the Registry Division of Wentworth (No. 62) on
March 18th, 1977 as Instrument No. 42726 C.D., The
Corporation of the City of Hamilton became the registered
owner of the said lands;

AND WHEREAS the said lands have not been sold
or conveyed or been declared by by-law to be required
for the purposes of The Corporation of the City of Hamilton

AND WHEREAS the said Doris Clancy, a person to
whom notice of the aforesaid tax sale was sent, has

- 2 -

requested that The Corporation of the City of Hamilton convey the said lands to her upon payment of the full amount payable to The Corporation of the City of Hamilton in respect of taxes, penalties and interest on the lands, had they not been sold for taxes, there being no other expenditures in respect to the said lands having been made by The Corporation of the City of Hamilton;

AND WHEREAS, by section 582(1) of The Municipal Act, R.S.O. 1970, ch. 284, as amended, with the approval of the Ministry of Intergovernmental Affairs, and subject to the aforesaid payment, the said Doris Clancy would be entitled to obtain such a reconveyance of title;

AND WHEREAS it is deemed expedient to grant the said request of Doris Clancy, subject to the said payment and subject to the said Ministerial approval;

AND WHEREAS the said premises are more particularly described in Schedule "A" hereto;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The City Treasurer is hereby authorized and directed to make application to the Ministry of Intergovernmental Affairs for approval of the aforesaid requested conveyance of the said lands to Doris Clancy.
2. If such approval is obtained, the City Solicitor is hereby authorized and directed to convey title to the said lands from The Corporation of the City of Hamilton

07/29/80

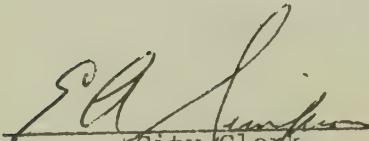
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- 3 -

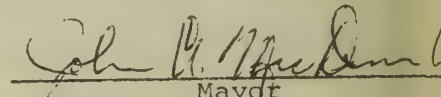
to Doris Clancy by deed duly executed by the Mayor and City Clerk.

3. The said conveyance shall not take place until all amounts owing respecting taxes, interest and penalties respecting the said lands, had they not been sold for taxes, have first been paid to The Corporation of the City of Hamilton.

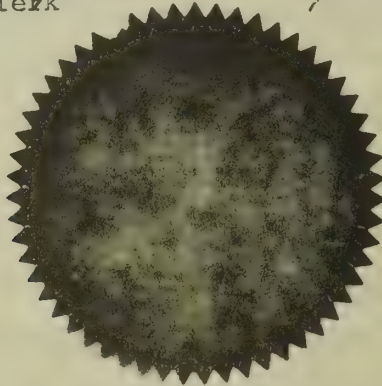
PASSED this 29th day of July, A.D., 1980.



City Clerk



Mayor



SCHEDULE "A"

All that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, and being composed of Lot 27, according to the C. J. Skinner Survey, registered in the Land Registry Office for the Registry Division of Wentworth (No. 62) as Plan 401.

BY-LAW No. 80 - 225

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 22 (Hamilton Street Railway Bus Routes) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended;

(a) by adding to the Parkdale Extension Table the following item, namely:-

"From Mud and Pritchard, south on Pritchard to Rymal, turn and return."

(b) by adding the following Table, namely:-

"Mohawk College Route:

From Gore Park, south on James to James Mountain Road to West 5th Street to Mohawk College, west on Campus to Fennell, east on Fennell to West 5th, north on West 5th to James Mountain Road, north on James to St. Joseph's Drive, east on St. Joseph's Drive to John, north on John to King, west on King to Gore Park.

Alternate Inbound Route:

From Main Entrance of College to Fennell, west on Fennell to Garth, north on Garth, Beckett's Drive to Queen, north on Queen to Aberdeen, east on Aberdeen to Bay, north on Bay to Main, east on Main to Hughson, north on Hughson to King, west of King to Gore Park."

2. Schedule 24 (Parking Meter Locations) is hereby amended;

(a) by deleting from Section 3(b) One Hour Limit) the following item, namely:-

"Vine North Park to MacNab".

(b) by deleting from Section 4(c) (Half Hour Limit) the following item, namely:-

"Vine North James to MacNab".

(c) by deleting from Section 5 (Fifteen Minute Limit) the following items, namely:-

"Vine North 1st west of MacNab
Stirton West Barton to 140 ft. south".

Said Schedule is hereby further amended;

(d) by adding to Section 3(b) One Hour Limit) the following item, namely:-

"Vine South Park to MacNab".

(e) by adding to Section 4(c) Half Hour Limit) the following item, namely:-

"Vine South James to MacNab".

(f) by adding to Section 5 (Fifteen Minute Limit) the following items, namely:-

"Vine South 1st west of MacNab
Stirton West Barton to 148 ft. south".

3. Schedule 26 (No Parking Areas) is hereby amended;

(a) by deleting from Section A (No Parking Anytime) the following items, namely:-

"Vine Stirton	South West	James to Park From 135 ft. south of Barton to 67 ft. south",
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and by adding thereto the following items, namely:-

"Vine Stirton Peter Taymall Taymall Princess Princess Princess Princess Remo	North West North East North North North South South South	James to Park Barton to 148 ft. south From 37 ft. west of Queen to 26 ft. westerly From 99 ft. south of the south limit of Anna Capri to 80 ft. southerly From 173 ft. west of the west limit of Tudor to 68 ft. westerly Gibson to 55 ft. west Gibson to 74 ft. east Gibson to 81 ft. west Gibson to 50 ft. east Upper Ottawa to Palmer".
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4. Schedule 26A (No Parking Areas, Monday to Friday) is hereby amended by adding to Section F (No Parking, 8:00 AM- 4:00 PM) the following item, namely:-

"Province	West	Cannon to 87 ft. northerly".
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5. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following item, namely:-

"Stirton Barton to King	East	West",
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and by adding thereto the following items, namely:-

"Stirton From 148 ft. south of Barton to King Stirton From 195 ft. south of Barton to King East 38th Mohawk to Dallas East 11th Brucedale to southerly end	West West West	East East East".
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6. Schedule 40 (Time Limit Exemption Areas) is hereby amended by adding the illustration lettered "N".

7. Schedule 23 (Hamilton Street Railway Bus Stops) is hereby amended;

(a) by adding the following Table, namely:-

<u>"Mohawk College</u>	
<u>OUTBOUND</u>	<u>INBOUND</u>
James at Markland	Fennell, 400 ft. west of West 5th
West 5th opp. Brantdale	West 5th at Brantdale
	Fennell at Auchmar
	Fennell at Garth
	Aberdeen, 500 ft. west of Ravenscliffe
	Bay at Charlton
	Bay at No. 325 (FS)

Bay at Herkimer
Bay at Duke
Bay at Hunter
Bay at Main".

by adding to the Parkdale Extension Table the following items,
namely:-

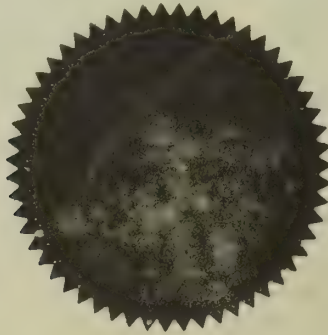
"SOUTHBOUND

Pritchard at Mud (FS)
Pritchard at #110 (MB)
Pritchard at Stone Church
Pritchard opp. Highland (MB)
Pritchard at Rymal".

PASSED this 29th day of July , A.D. 1980.

E.A. [Signature]
City Clerk

[Signature]
Mayor



BY-LAW No. 80 - 226

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by deleting therefrom the following item, namely:-

"Berkindale Northbound Bellamy",

and by adding thereto the following item, namely:-

"Bellamy Eastbound Berkindale".

2. Schedule 29 (No Stopping Areas) is hereby amended by deleting from Section A (No Stopping Anytime) the following items, namely:-

"Cumberland South Sherman to 50 ft. easterly
Princeton East Fennell to 64 ft. south",

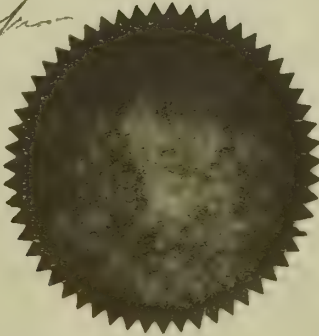
and by adding thereto the following items, namely:-

"Cumberland South Sanford to 50 ft. east
Princeton East Fennell to 64 ft. north
Lanark West Warrington to 100 ft. south".

PASSED this 29th day of July , A.D. 1980.

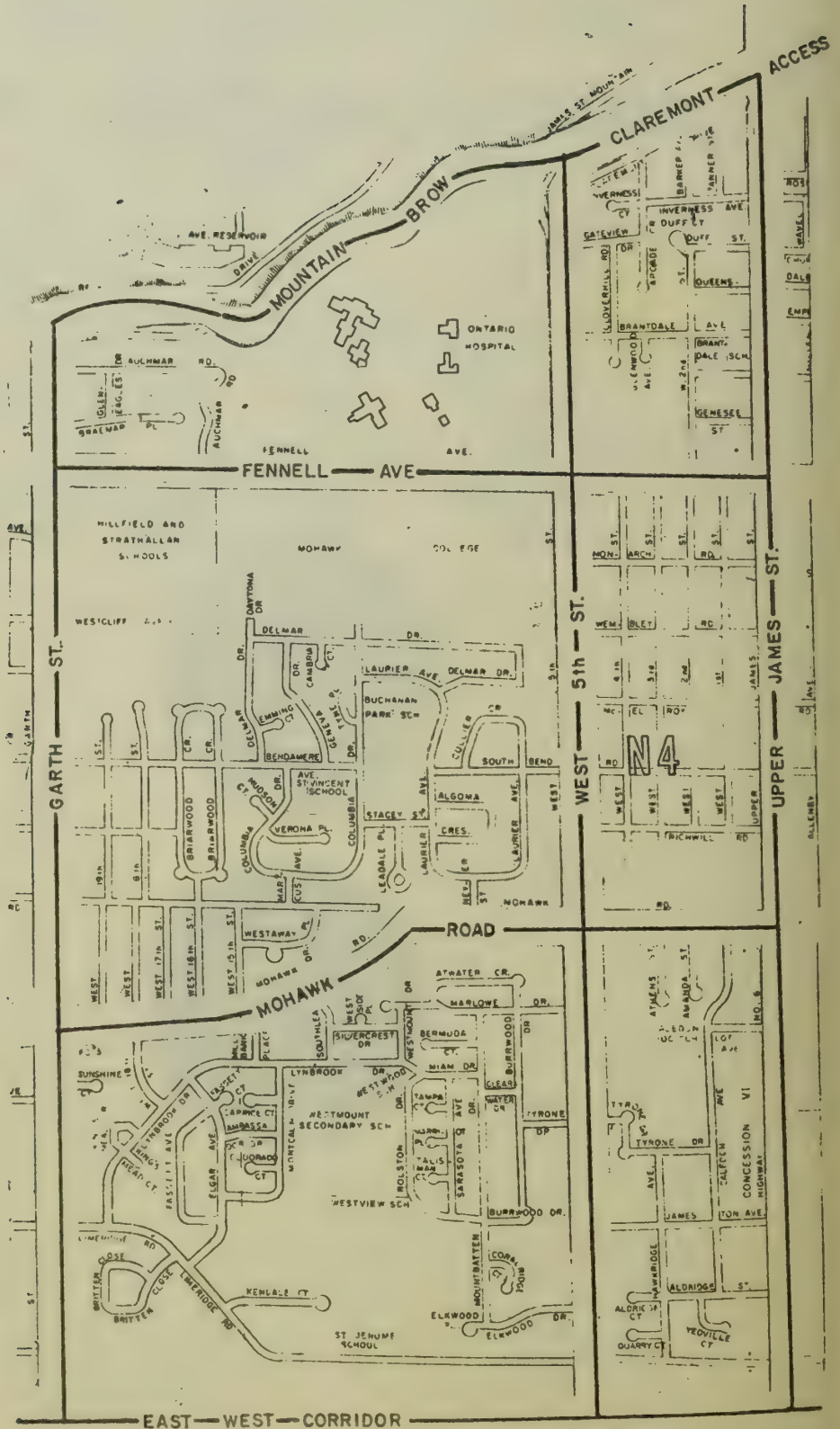
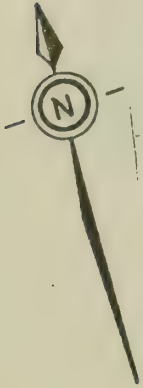

City Clerk


Mayor



07/29/80

-555-



07/29/80

Bill No. 228

BY-LAW NO. 80-227

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 29th DAY OF July, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law..

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 29th day of July, A.D., 1980.

E.A. Simpson
City Clerk

John A. MacDonald
Mayor



08/26/80

Bill No.229

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 228

TO WIDEN MELVIN AVENUE

FILE NO.	
LETTER NO.	
NOV 20 1980	
RECEIVED	READ BY
TRANS. SER.	ANS. BY
FILED BY	

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Melvin Avenue by incorporating within its limits the lands described in Schedule "A" hereto.

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

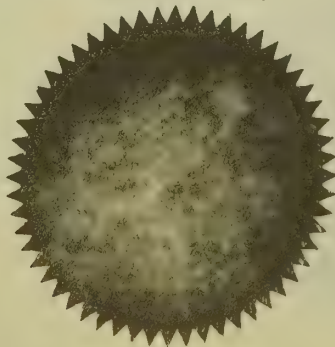
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Melvin Avenue.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 26th day of August A.D. 1980.

Deputy City Clerk

Mayor



SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Lots 80 and 122 according to a Registrar's Compiled Plan registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 1392.

The Corporation of the City of Hamilton

BY-LAW NO. 80-229

To Amend:

Cemeteries By-law No. 8861

Respecting:

REVISED TARIFF OF CHARGES

WHEREAS By-law No. 8861, passed on the 12th day of January, 1960, in accordance with The Cemeteries Act, established a tariff of charges;

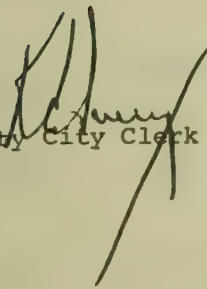
AND WHEREAS it is desirable to revise the tariff of charges.

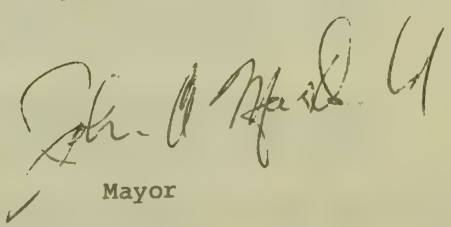
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 8861, as amended by By-laws Nos. 74-303, 76-187, 76-337, 77-292, 78-276, 79-17 and 79-319, is further amended by deleting schedule "A-1979" and substituting in lieu thereof schedule "A-1980" hereto annexed.

2. The Director of Cemeteries is hereby authorized and directed to make application to the Minister of Consumer and Commercial Relations, Cemeteries Branch, for approval of this by-law.

PASSED this 26th day of August A.D. 1980.


Deputy City Clerk


Mayor



SCHEDULE "A-1980"
To By-law No. 80- 229

HAMILTON MUNICIPAL CEMETERIES
TARIFF OF CHARGES
AUGUST 1980
(Cemeteries By-Law No. 8861)

<u>OPENING</u>	<u>Resident and Non-Resident Realty Taxpayers</u>		<u>Non-Residents</u>
6 ft. adult, including dressing and device			
<u>Dressing</u> \$18.00			
<u>Device</u> \$15.00			
<u>Labour</u> \$141.00	174.00		204.00
8 ft. adult, including dressing and device.....	237.00		263.00
6 ft. child, including dressing and device; case up to 60".....	119.00		170.00
Including dressing only.....	104.00		155.00
Without dressing and device.....	86.00		137.00
6 ft. child, including dressing and device; case 60" to 72".....	132.00		192.00
Including dressing only.....	117.00		177.00
Without dressing and device.....	99.00		159.00
8 ft. child, including dressing and device; case up to 60".....	132.00		192.00
Including dressing only.....	117.00		177.00
Without dressing and device.....	99.00		159.00
8 ft. child, including dressing and device; case 60" to 72".....	147.00		214.00
Including dressing only.....	132.00		199.00
Without dressing and device.....	114.00		181.00
NOTE: Lowering device is not used if case is less than or equal to 42".			
Cremation.....	58.00		83.00
Tent.....	74.00		114.00
<u>Single Graves in a Row</u>			
6 ft. adult, including dressing and device (Grave 168.00, Burial 174.00).....	342.00		
(Grave 207.00, Burial 204.00).....			411.00
8 ft. adult, including dressing and device (Grave 168.00, Burial 237.00).....	405.00		
(Grave 207.00, Burial 263.00).....			470.00
Child, case up to 60"(opening charges not included)	40.00		52.00
Child, case 60" to 72"(opening charges not included)	60.00		78.00
Child Special - up to one month old (Grave 17.00; Burial 20.00).....	37.00		
(Grave 19.00, Burial 31.00).....			50.00
Welfare (Grave 121.00, Burial 174.00).....	295.00		
Veteran's Grave (Grave 159.00, Burial 174.00).....	333.00		
Opening Charges (New Crypts Only) Mansion of Memories (Stoney Creek Mausoleum)	143.00		169.00

Note: Thirty-five per cent of all lot sales goes into Perpetual Care.

08/26/80

	Resident and Non-Resident Realty Taxpayers	Non-Residents
<u>LOWERING</u> (Opening charges not included)		
Adult		
From 6 ft. to 8 ft. - shell.....	120.00	181.00
From 6 ft. to 8 ft. - steel vault.....	232.00	349.00
From 6 ft. to 8 ft. - concrete vault or crypt.....	279.00	418.00
Child		
From 6 ft. to 8 ft. - 5 to 10 years.....	83.00	123.00
From 6 ft. to 8 ft. - under 5 years.....	39.00	59.00

REMOVALS

Adult		
From one lot to another (opening charges not included)		
Shell.....	232.00	348.00
Concrete vault or crypt.....	513.00	768.00
Child		
From one lot to another (opening charges not included)		
Shell.....	84.00	130.00
Concrete vault or crypt.....	160.00	237.00
Cremation.....	58.00	83.00

ADDITIONAL SERVICES

Tent in Cemetery.....	74.00	114.00
Rental tent outside cemetery.....	78.00	114.00
Rental of dressing for use outside cemetery	62.00	96.00
Rental of lowering device outside cemetery.	62.00	96.00

PLANTING

Preparing ground and planting flowers per grave.....	17.00
Preparing ground and planting one shrub per grave.....	21.00

Note: Flowers and shrubs are to be provided by the family at their expense.

SALE OF LOTS AND GRAVES INCLUDING PERPETUAL CARE

Adult Single Grave		
Where location may not be selected, but is allotted in sequence in the row and may not be purchased in advance of need.....	168.00	207.00
Child Single Grave		
Case up to 60".....	40.00	52.00
Case 60" to 72".....	60.00	78.00
Preferred Single Grave		
Where location may be selected and purchased in advance of need.....	280.00	347.00
Urn Garden.....	94.00	114.00
Veteran's Grave.....	159.00	
Welfare Grave.....	121.00	
Two Grave Lot.....	644.00	802.00
Two Grave Lot - Eastlawn, Sections 15, 16 & 17 (6 ft. burials only.....)	526.00	655.00

	Resident and Non-Resident Realty Taxpayers	Non-Residents
<u>SALE OF LOTS AND GRAVES INCLUDING PERPETUAL CARE</u>		
Continued...		
Three Grave Lot - Woodland.....	962.00	1203.00
Four Grave Lot - Woodland Sections 21, 22 & 25 and Eastlawn Section 19.....	1260.00	1602.00
Four Grave Lot - Woodland Section 15.....	2328.00	2908.00
Mansion of Memories - Mausoleum Crypt.....	448.00	493.00
Child Special.....	17.00	19.00
<u>WOODEN SHELLS</u> - Surcharge.....	32.00	
<u>CRYPTS</u> - Standard.....	94.00	
Oversize.....	105.00	
Youth.....	89.00	

NOTE: Thirty-five per cent of all lot sales goes into Perpetual Care.
Total surcharge on wooden shells goes into Perpetual Care.

FOUNDATION AND MARKER - REGULATIONS

Preferred Singles

Only a flat marker 24" in length, 18" in width and 4" in thickness is permitted.

Single Graves in a Row

A flat marker 24" in length, 18" in width and 4" in thickness is permitted, or smaller.

Urn Garden Section

Only a flat marker 12" in length, and 10" in width is permitted.

Childrens Section

Only a flat marker 18" in length and 14" in width is permitted.

Two Grave Lot Section

Upright monument is allowed, maximum length of base must not exceed 3'2". Maximum width must not exceed 1'2". All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4'. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

Three and Four Grave Lot Section

Maximum base area not to exceed 10% of lot area. Total over-all height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

NOTE: These regulations have been included as they often determine the choice of lot or grave.

08/26/80

Resident and Non-Resident Realty Taxpayers	Non-Residents
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FOUNDATIONS AND MARKERS

For construction of foundation six feet deep for upright monument - per square inch of surface	.39	.60
For setting a flat marker (not larger than 18" wide, 24" long). Thickness 4" minimum and 8" maximum.....	48.00	74.00
D.V.A. Upright.....	41.00	
D.V.A. Flat.....	41.00	
Bronze Vase.....	48.00	74.00
Welfare Marker - \$48.00 Plus \$16.00 into Perpetual Care.....	64.00	
Veteran's Upright Crosses.....	No charge	

Preferred Singles

Only a flat marker 24" in length, 18" in width and 4" in thickness is permitted.

Single Graves in a Row

A flat granite marker 24" in length, 18" in width and 4" in thickness is permitted, or smaller.

Urn Garden Section

Only a flat marker 12" in length, and 10" in width is permitted.

Childrens Section

Only a flat marker 18" in length, and 14" in width is permitted.

Two Grave Lot Section

Upright monument is allowed, maximum length of base must not exceed 3'2". Maximum width must not exceed 1'2". All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4'. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

Three and Four Grave Lot Section

Maximum base area not to exceed 10% of lot area. Total over-all height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" from the edge of the die or cross on all sides.

* The Corporation of the City of Hamilton

BY-LAW NO. 80-

To Designate:

Municipal Nos. 63-73 MacNab Street North

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS The Conservation Review Board did hold a hearing pursuant to subsection 8 of section 29 of The Ontario Heritage Act, 1974, on Thursday, the 22nd day of May, 1980 to determine whether the property located at Nos. 63-73 MacNab Street North should be designated to be of historic or architectural value or interest;

AND WHEREAS the Conservation Review Board in its Report recommended the designation as hereinafter set out;

AND WHEREAS it is desirable to proceed with the designation.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The council herein adopts the Report of the Conservation Review Board issued pursuant to a public hearing held on May 22, 1980, annexed hereto as schedule "A", as its reasons for designating the property referred to in section 2, under The Ontario Heritage Act, 1974.

2. The following is designated in accordance with clause (a) of subsection 14 of section 29 of The Ontario Heritage Act, 1974:

1. The York Street and MacNab Street facades of the Commercial Block.
2. So much of the physical structure and land as is necessary for the preservation of the facades including,
 - (a) the exterior and interior land bearing walls, and

(b) the land upon which the building is erected, and

(c) a ten-foot wide strip of land abutting to the west of the building.

3. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation, to be registered against the property affected, in the proper registry office.

4. The City Clerk is hereby authorized and directed,

(i) to cause a copy of this by-law, together with reasons for the designation to be served on the owners and The Ontario Heritage Foundation;

(ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton.

PASSED this day of A.D. 1980.

Deputy City Clerk

-
Mayor

(1979) 23 R.B.C. 23, April 24

* This Bill received One Reading Only and on the Second Reading was referred to the Planning and Development Committee.

To



Ministry of Culture and Recreation
7th floor
77 Bloor Street West
Toronto, Ontario
M7A 2R9

George Graham Downard, Q. C., Chairman May 22, 1980
Patricia Lucas, Member

P. M. EKER	-	for the City of Hamilton
WILLIAM G. CHARLTON	-	for Sterling Clothing of Canada Ltd., the Owner

The Board attended at the City Council Chamber in the City of Hamilton on Thursday, May 22nd, 1980, and conducted a public hearing to determine whether the lands and building municipally known as 63-73 McNab Street North in that City should be designated as being of architectural or historic value or interest.

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The Board enquired of Counsel for the parties in respect of compliance with the statutory provisions precedent to this hearing and was informed that the parties were content with the propriety of all matters purporting to have been done in conformance with the Act.

The Board reserved its conclusions respecting the question of whether a proper description of the property proposed to be designated had been satisfactorily provided upon being assured that a true copy of a registered deed, to be filed, did in fact provide such a description.

Zoning evidence given for the City by its Senior Town Planner shows that the property proposed to be designated comprises a square parcel fronting for about 122 feet on the West side of McNab Street North and for about the same distance on the North side of York Boulevard in the City's downtown core. The Owner owns further property in this block extending westerly from the subject property for about 120 feet to Park Street which bounds the block on the West. The evidence appears to show that while the subject building and its parcel are in use for light industrial purposes, as is a small parcel to its northwest, the remainder of the block is in use for

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commercial-residential uses. Other blocks to the West, to the North and to the East appear to contain a mixture of uses including commercial, light industrial, residential and institutional. South of York Boulevard is a large area in which an urban renewal program is being carried out and the ultimate zoning of this area is in a state of flux which clouds the future utilization of the subject property and leaves its future in doubt.

An examination of a registered deed copy filed by the City shows that the Owner is Sterling Clothing of Canada Limited and describes five parcels taking up the entire York Boulevard frontage in the block and parcels 1 and 2 together appear to comprise the property intended to be designated. However, the first parcel described does not include all of the original 1856 building of J. Young, hereafter referred to, leaving a large part of the land that building is said to have covered to be included in the secondly described parcel which also includes the 1881 building said to have been erected by R. A. Lucas, J. Young's son-in-law. These are apparently not the original descriptions of these parcels. Otherwise, the deed might be considered a contradiction of the historical evidence given to the Board.

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The evidence of the Town Planner might be summed up as limiting the consideration of the Board to the 122 feet square parcel at York Boulevard and McNab Street and to showing the degree of change in use taking place at this part of the downtown core of the City going to the probability or otherwise of preserving the property if designated.

The evidence of the architectural or historic value of interest of this property is founded upon a report compiled by one, Nina Chapple, an architectural historian, based on research done by one, Cynthia Moore, an interested amateur without any professional training in the field who has assisted the LACAC of the City Council. Miss Moore reviewed for the Board her work of research which was principally of an historic nature. Her evidence confirmed that the subject property is that square stone structure located at the corner of York Boulevard and McNab Street North, known as the Commercial Block and civicly designated Number 63-73 McNab Street North in the City of Hamilton. Apart from such structure the property of the Owner is not involved in the present application.

Miss Moore reviewed her findings as set out in the report showing that the southerly portion of the subject

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property was erected in 1856 for John Young of Young, Law & Company, Dry Goods Merchants. Mr. Young appears at that time to be well known in Hamilton as a very successful dry goods merchant but he was also an early promoter of the Canada Life Assurance Company and the Great Western Railway. His prominence as a driving force in the erection of William Thomas' St. Paul's Presbyterian Church, Hamilton, which was completed a year after his own building and his generous financial backing of that construction made him well known in the City of that time. Mr. Young's family continued as Owners of the Commercial Block for almost a century from its erection in 1856 until 1948. In 1858, James McIntyre, a brother-in-law of J. Young, erected a building some 42 feet to the North on McNab Street but this was demolished in 1961. In 1881 R. A. Lucas, John Young's son-in-law erected an adjoining building to the North on McNab Street and this structure, together with the original 1856 building erected by John Young, constitute the land and buildings before the Board at this time and referred to in this report as the subject property. The original 1856 building remained in the hands of dry goods merchants until the 1880's when John Calder & Company Clothiers opened such a business at the corner of what is

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now York Boulevard and McNab Street, succeeded in 1950 by Coppley, Noyes and Randall Limited, the present Owners, who expanded into the R. A. Lucas building in the 1970's. The 1881 building had continued to be occupied by whole grocery firms from the time of the R. A. Lucas grocery firm until taken over by Coppley, Noyes and Randall in 1950.

Like the stability and solidity of the structure itself the Commercial Block has had stable, longlasting ownerships and tenancies. It was in the possession of the Young family for nearly ninety years and occupied in part by wholesale grocery firms for over eighty years and in part by the clothing manufacturing business for nearly a century.

Assessment records of 1870 indicate a sharing of the 1856 building in this year by Young, Law & Company, and Thompson, Birkett & Bell. This division of space could explain the description in the deed copy filed with the Board where parcels firstly and secondly described appear to represent a division of space.

Evidence of architectural value or interest was for the most part given by Nina Chapple, an Architectural Historian of very extensive academic credentials and

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substantial professional experience in the field. She viewed the subject property as the finest surviving Pre-Confederation stone commercial block in the City and a heritage building of provincial importance. Similar views were expressed by Professor Anthony Adamson, a well known and highly respected architectural authority whose credentials are not subject to dispute. In his professional opinion there is not a warehouse building comparable to the subject property in Canada west of Montreal. He sees the Gooderham and Worts Complex in Toronto as the nearest thing to it but, of course, the latter is a much plainer structure and a decade later.

Nina Chapple reviewed the physical structure briefly and spent some time in a detailed treatment of the York Boulevard and McNab Street facades. These facades are finished in dressed whirlpool sandstone and decorated with carved stone trim with a particularly elaborate central stone chimney. The slightly projecting three-bay panels and separating vermiculated stone pilasters, the arched windows and cornice brackets add to the very ornate over-all design in the style of the Renaissance Revival at that time becoming popular in

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European cosmopolitan centres and marking the onset of a similar revival in this country recognized by architectural historians as taking place in the 1840's. The Commercial block personifies the fine masonry skills, techniques and ingenuity of the then recently arrived Scottish stone masons whose work characterizes the period from 1840 to 1860 in this country during which so many fine old handworked stone buildings came into being giving rise to the term "Hamilton Stone Age".

Its impressive scale, well balanced proportions and massive stone work contribute to a distinctive monumentality and solidity well calculated to leave the impression of a successful enterprise reflecting the optimism Hamilton enjoyed with the arrival of the railroad in 1854.

On cross-examination the witness acknowledged that the mansard roof had been added to the building subsequent to its construction and that this feature might be omitted from any designation of the facades.

The Board heard evidence from Anthony Adamson. Mr. Adamson enjoys wide spread respect in the architectural

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field and counsel for both parties acknowledged this. The witness explained his long time interest in the remarkable building being considered by the Board and pointed out that the open character of the building interior achieved by the use of iron columns instead of load-bearing interior walls and the ease and simplicity of fire-proofing the building to meet present day fire codes together with the on-going urban renewal program being carried out in the immediate vicinity of the building virtually assured its preservation and perhaps its eventual "re-cycling" in line with the downtown redevelopment process taking place. He held the view that designation of the entire structure was not paramount but that the exterior walls and perhaps a strip of land 10 feet wide abutting the westerly wall would most adequately protect the street facades which embody the significant architectural value and interest of the structure. He was of the view that such alterations or modifications as might be desired by the Owners for the purposes of its business could be readily negotiated by the parties if needed.

On cross-examination, Mr. Adamson not only agreed that designation ought to be limited to the street facades of the building but produced and filed a sketch

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plan he had made to demonstrate what he believed ought to be protected to insure such facades. In the view of this witness, while the reasons for designation might be limited to the two street facades, other parts of the building, including the interior courtyard, must be maintained to support the facades facing the streets. He suggested that a ten foot strip of land to the West of the westerly wall of the building be included to secure the maintenance of the westerly wall. He would not include the interior in designation.

The evidence of the Owner was provided by a practicing architect, whose professional views differed as to merit of the building with the witnesses for the City, and three officers of the Owner corporation. The architect was experienced in restoration and renovation projects of significance and is now engaged in the renovation program being carried out at the Royal Ontario Museum in Toronto but he acknowledged that he had no particular interest in the architectural history field and his expressed views with respect to the subject property did not indicate any particular sympathy with that field. He pointed out that his firm had been commissioned by the City of Hamilton to examine and evaluate several areas of the City's downtown

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core as prospective sites for an area complex at a recent date and of these the subject property was within one such proposed arena site. At that time, the subject property was not considered as being of interest or value as a heritage property.

Mr. Maxwell Enkin, a senior officer and 60 year employee of the Owner company, told the Board that he was very concerned that if the company was prevented from effecting the structural and other changes now needed to keep the business competitive, it might be necessary to relocate the business. He explained that while Hamilton was quite well provided with heavy industry employing men, the work force of his firm's business amounting to about 800 employees was almost entirely women. He recounted that a move to Stoney Creek had been planned in the recent past and land had been acquired to provide for a move to that location but because of the unhappiness of the female employees with the proposal, the firm had decided to abandon or at least postpone the move. He expressed considerable concern that designation would make it necessary to move the business and outlined as a basis for such concern that not only was his firm faced with some 4 large competing Canadian

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clothing firms in Toronto and Montreal but also, faced competition from international clothing manufacturers having the economic advantages of extremely low wages and often subsidized in their home countries.

Mr. Larry Enkin, son of the previous witness and General Manager of the Owner corporation, enlarged upon the need to make alterations to the subject building to overcome the inefficiencies of its design. He explained the "production line" nature of the clothing manufacturing business and the thousands of square feet of space which could not be effectively utilized but impeded the flow of material and clothing elements being manufactured and assembled. He spoke particularly of the entrance and alley from McNab Street to the central courtyard. This passageway and entry is not wide enough to permit passage of standard truck bodies and a special vehicle must be used. It had been planned to enlarge the entry and passage but designation of the facade at this point could prevent this.

The evidence of a Mr. Paul McWhinnie, Financial Manager, was given showing that following notice that designation was proposed, and being aware that Council had the

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right to designate, an assessment appeal had been made by the company resulting in a reduction of 50% in the assessed value of the subject property by the regional assessment commissioner. The witness did not provide any particulars of the application or detail as to the amounts involved indicating that he did not want to publicize these figures.

The Board has heard the evidence of the witnesses and has considered the arguments presented by Counsel both for and against designation of the York Boulevard and McNab Street facades of the Commercial Block, 63-73 McNab Street North, in the City of Hamilton, and is abundantly satisfied that a clear case for designation has been shown. That there may be some degree of inconvenience to the Owner of the building is quite apparent; if the Owner shall seek to enlarge the entrance from McNab Street North to the inner courtyard, the preservation of that facade will probably be endangered. However, there may be some alternative to doing so and this may be left to be negotiated between the parties at some future time. The rapid redevelopment changes taking place in the immediate area may provide several new opportunities for re-cycling this fine old building without prejudice to its present

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Owner but to the benefit of the people of Hamilton and to its heritage.

The Board, therefore, recommends to the Council of the City that it proceed to designate the York Boulevard and McNab Street facades of the Commercial Block, 63-73 McNab Street North, in the City of Hamilton, and to include so much of the physical structure and land as is necessary for the preservation of such facades, it being the view of the Board that the exterior and interior load bearing walls should be designated as well as the land upon which the building is erected together with a marginal strip of land abutting to the West of the building perhaps, as suggested by the witness, Anthony Adamson, having a width of ten feet.

Robert Adamson

Robert Adamson

The Corporation of the City of Hamilton

BY-LAW NO. 80- 230

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED IN THE AREA NORTH OF LIMERIDGE ROAD EAST
AND WEST OF UPPER WENTWORTH STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "AA" (Agricultural) district, "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district and "DE" (Low Density Multiple Dwellings) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Blocks 1 and 2; and
- (b) by changing from "AA" (Agricultural) district and "C" (Urban Protected Residential, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Blocks 3 and 4,

the extent and boundaries of each of which Blocks 1, 2, 3 and 4 are shown on a plan hereto annexed as schedule "A".

2. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the lands referred to in clause (b) of section 1 are amended to the extent only of the following variances as special requirements:

08/26/80

1. Section 10(1)(iii) of By-law No. 6593 shall not apply.
2. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a side yard of a width of at least 1.2 metres shall be provided and maintained for that side of a lot flanking,
 - (a) a street, and
 - (b) the eastern boundary of Block 3, and
 - (c) the eastern boundary of Block 4.
3. Notwithstanding section 10(4) of By-law No. 6593, a lot or tract of land for a single family dwelling shall have a width of at least 9.0 metres and an area of at least 278 square metres.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land comprised in Blocks 3 and 4 be used, except in accordance with the "D" District provisions subject to the special requirements referred to in section 2.

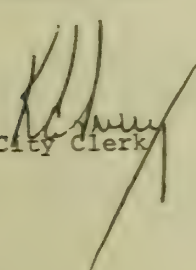
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-709".

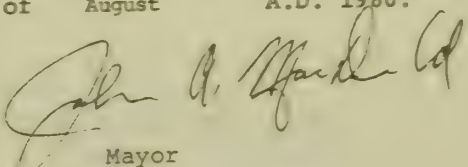
5. Sheet No. E-18A of the District Maps is amended by marking the lands referred to in clause (b) of section 1 of this by-law, "S-709".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

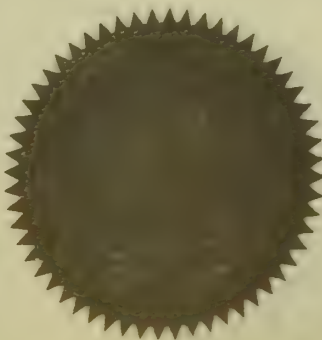
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

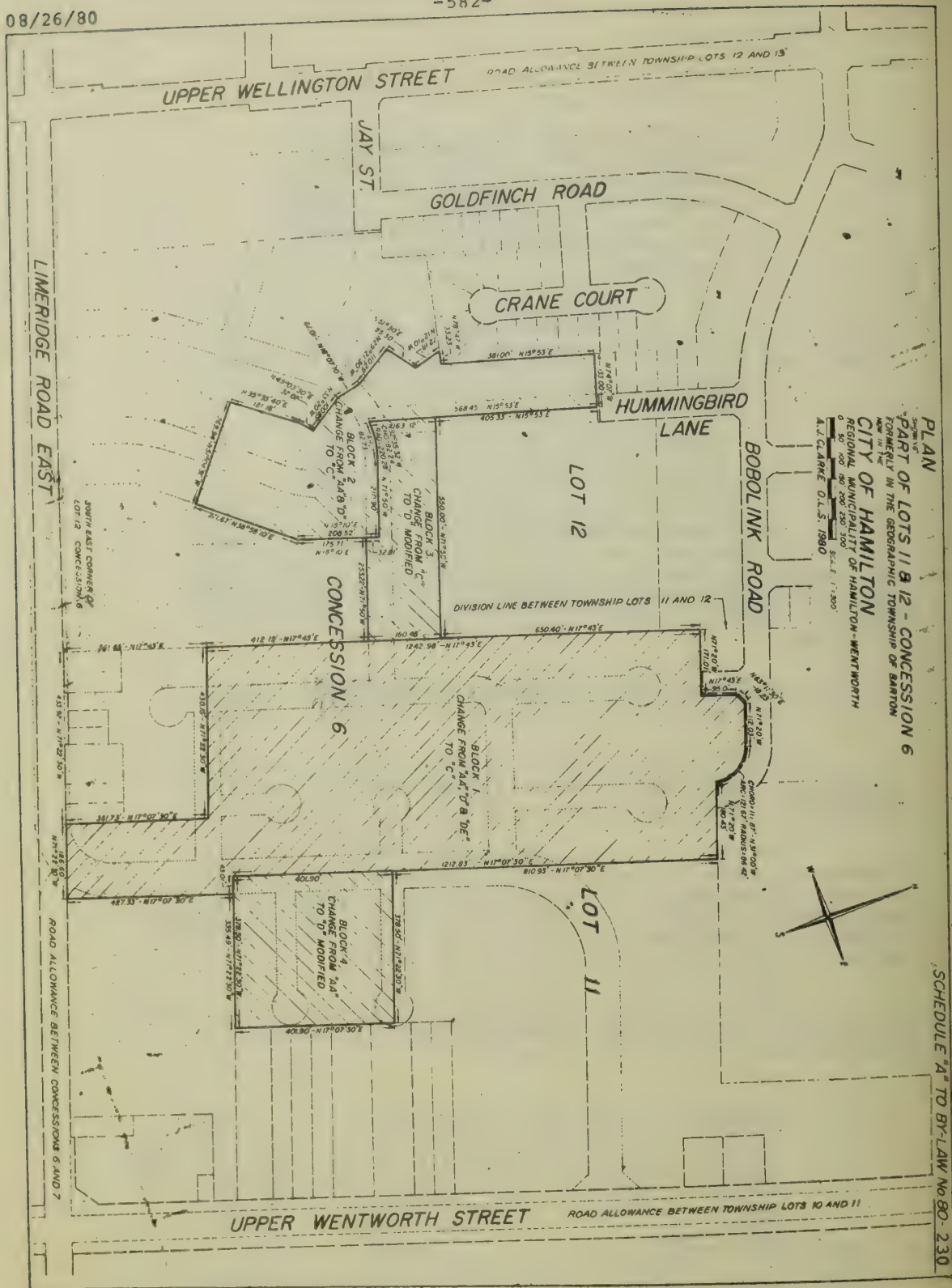
PASSED this 26th day of August A.D. 1980.


Deputy City Clerk


Mayor

(1980) 22 R.P.D.C. 2, June 24
Abbotsford Homes Ltd., Owner
Z.A. 80-30





Bill No. 232

This is Schedule "A" to By-law No. 80-230 passed the 26th day of August

THE CORPORATION OF THE CITY OF HAMILTON

Deputy City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-231

To Provide For:

NOTICE OF LOCATION OF POLLING PLACE

WHEREAS subsection 8 of section 46 of The Municipal Elections Act, 1977, S.O. Chapter 62, as enacted by section 18 of The Municipal Elections Amendment Act, 1980 provides as follows:

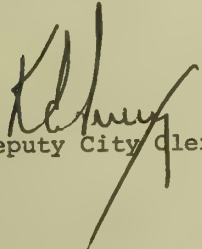
(8) Notwithstanding clause a of subsection 7, the council of a municipality having more than 5,000 electors may, by by-law passed not later than the 1st day in September of an election year, provide that the clerk shall advise each resident elector of the location of the polling place at which that elector is to vote by mailing or causing to be delivered to the address of the elector a notice of the location of such polling place, which notice shall be directed to all the electors at that address.

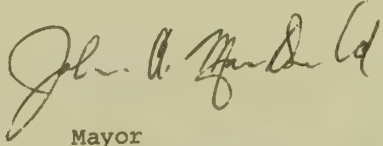
AND WHEREAS it is desirable that one notice shall be directed as provided in the said subsection 8.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The City Clerk of the City of Hamilton shall advise each resident elector of the location of the polling place at which the elector is to vote by mailing or causing to be delivered to the address of the elector a notice of the location of such polling place directed to all electors at that address.

PASSED this 26th day of August A.D. 1980.


Deputy City Clerk


Mayor

Deputy City Clerk's request
Letter dated August 15, 1980



The Corporation of the City of Hamilton

BY-LAW NO. 80- 232

To Amend:

Zoning By-law No. 80-173

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF MOHAWK ROAD WEST
AND UPPER HORNING ROAD

WHEREAS the land shown on Schedule "A" to By-law No. 80-173, passed on the 27th day of May, 1980, is zoned "RT-20" (Townhouse - Maisonette) district;

AND WHEREAS By-law No. 80-173 provides for a special requirement to permit a nursing home on Block 1;

AND WHEREAS it is intended that in lieu of a nursing home a retirement lodge shall be permitted;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of paragraph 1 of section 1 of By-law No. 80-173 is amended by striking out "a nursing home" at the beginning of the clause and inserting in lieu thereof "a retirement lodge", so that the clause shall read as follows:

(a) a retirement lodge having a capacity of not more than 200 beds shall be permitted on Block 1; and

2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-384b".

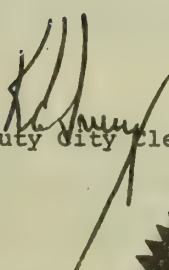
3. Sheets Nos. W-43A and W-43B of the District Maps are amended by marking the land referred to in section 1 of By-law No. 80-173, "S-384b".

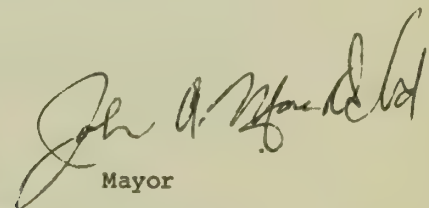
08/26/80

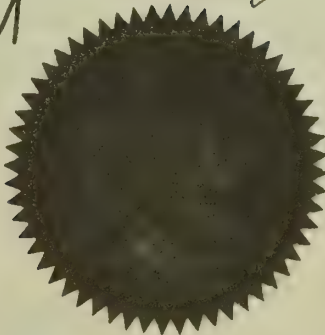
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 26th day of August A.D. 1980.


Deputy City Clerk


Mayor



(1980) 18 R.P.D.C. 3, May 13
McNally Bros. (1965) Limited, Owner
Z.A. 80-35

The Corporation of the City of Hamilton

BY-LAW NO. 80-233

To Amend:

Zoning By-law No. 75-61

Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NO. 135 JOHN STREET NORTH

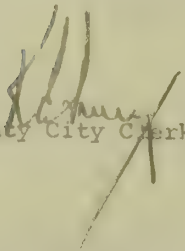
WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the setback of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

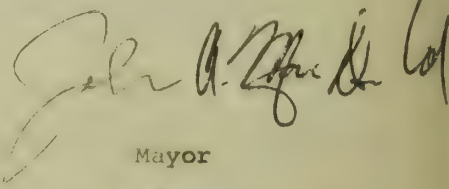
AND WHEREAS it is desirable to exempt the property located at No. 135 John Street North in order to permit the installation of a sign on the proposed future road allowance as determined by the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of a sign accessory to the land located at No. 135 John Street North.

PASSED this 26th day of August A.D. 1980.


Deputy City Clerk


Mayor

(1980) 27 R.P.D.C. 4, August 26
City Initiative 75-B



The Corporation of the City of Hamilton

BY-LAW NO. 80-234

To Amend:

Zoning By-law No. 80-032

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1527 UPPER JAMES STREET

WHEREAS By-law No. 80-032, passed on the 29th day of January, 1980, provided for the rezoning of Blocks 1 and 2 comprised in the rear lands at No. 1527 Upper James Street so as to provide additional parking for the Knights of Columbus building located at the said address at the ratio of one parking space for each six persons lawfully accommodated in the said building;

AND WHEREAS the Ontario Municipal Board at a hearing held on July 28, 1980 decided that By-law No. 80-032 will be approved when,

- (a) the by-law is amended to provide for 49 parking spaces on Blocks 1 and 2;
- (b) a site plan is agreed upon between the City and the owner in concert with participation by the objectors;

AND WHEREAS it is intended to amend By-law No. 80-032 as required by the Ontario Municipal Board;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

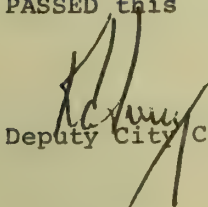
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

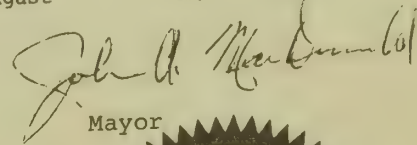
1. Clause (a) of paragraph 2 of section 1 of By-law No. 80-032 is amended by striking out "parking" in the third line and inserting in lieu thereof "at least 49 parking spaces" so that the clause shall read as follows:

- (a) there shall be provided and maintained on the land comprised in Blocks 1 and 2, at least 49 parking spaces accessory to the building, at the ratio of one parking space for each six persons lawfully accommodated in the club building.

PASSED this 26th day of August

A.D. 1980.


Deputy City Clerk


Mayor

BY-LAW No. 80 - 235

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

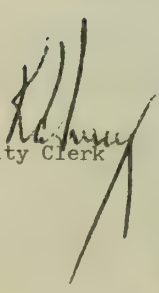
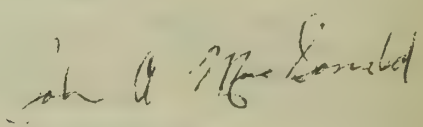
1. Schedule 26 (No Parking Areas) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by deleting from Section A (No Parking Anytime) the following item, namely:-

"Stirton West Barton to 148 ft. south",

and by adding thereto the following items, namely:-

"Vine	South	James to 96 ft. west
Vine	South	MacNab to 65 ft. east
Bold	North	From 47 ft. west of Caroline to 38 ft. westerly".

PASSED this 26th day of August, A.D. 1980.


Deputy City Clerk
Mayor

BY-LAW NO. 80 - 236

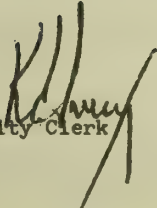
To Amend By-law No. 66-100 To Regulate Traffic

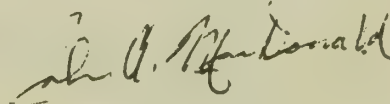
The Council of The Corporation of the City of Hamilton enacts as follows:-

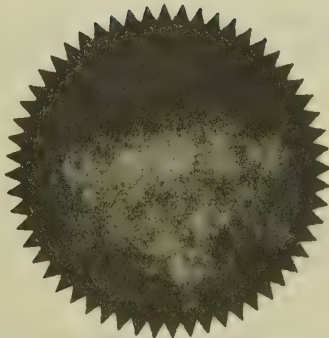
1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by adding thereto the following items, namely:-

"Clonmore	Southbound	Fieldway
Undermount	Southbound	Glenfern
Roxborough	Eastbound and Westbound	Glehdale".

PASSED this 26th day of August , A.D. 1980.


Deputy City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 237

To Repeal:

THE OFFICIAL PLAN OF THE CITY OF HAMILTON PLANNING AREA
AND AMENDMENTS

WHEREAS the Official Plan of the City of Hamilton Planning Area was approved by the Minister on the 12th day of June, 1951;

AND WHEREAS there have been 334 amendments to the Official Plan as at July 29, 1980;

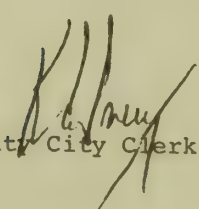
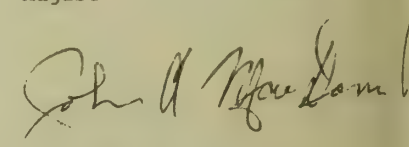
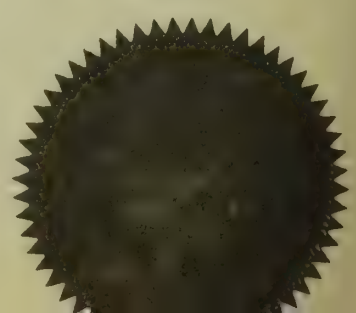
AND WHEREAS it is intended to repeal the Official Plan and the amendments and to replace them by a new Official Plan of the City of Hamilton Planning Area.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Official Plan of the City of Hamilton Planning Area approved by the Minister on the 12th day of June, 1951, is repealed.
2. (1) The Official Plan Amendments numbered 1 to 107 inclusive, referred to in column 1 of Schedule "A", adopted by City Council on the corresponding dates referred to in column 3, are repealed.

(2) The Official Plan Amendments numbered 108 to 352 inclusive, referred to in column 1 of Schedule "A", adopted by the corresponding By-laws in column 2 on the dates referred to in column 3, are repealed.
3. Schedule "A" is hereto annexed and forms part of this by-law.

PASSED this 26th day of August A.D. 1980.


Deputy City Clerk
Mayor

SCHEDULE "A"

To By-law No. 80-237

Official Plan Amendment No.	By-law No. Adopting Official Plan Amendment	Date of Adoption of Official Plan Amendment By City Council
(Column 1)	(Column 2)	(Column 3)
1		26 June 1951
2		09 October 1951
3		09 October 1951
4		27 November 1951
5		27 November 1951
6		27 November 1951
7		27 November 1951
8		27 November 1951
9		27 November 1951
10		27 November 1951
11		11 December 1951
12		10 June 1952
13		20 September 1952
14		20 September 1952
15		25 November 1952
16		10 March 1953
17		31 March 1953
18		31 March 1953
19		28 April 1953
20		28 April 1953
21		28 April 1953
22		26 May 1953
23		26 May 1953
24		26 May 1953
25		30 June 1953
26		26 August 1953
27		26 August 1953
28		26 August 1953
29		26 August 1953
30		08 September 1953
31		08 September 1953
32		27 October 1953
33		27 October 1953
34		27 October 1953
35		27 October 1953
36		27 October 1953
37		27 October 1953
38		26 June 1951
39		09 March 1954
40		09 March 1954
41		09 March 1954
42		09 March 1954
43		30 March 1954
44		30 March 1954
45		30 March 1954

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Official Plan Amendment No.	By-law No. Adopting Official Plan Amendment	Date of Adoption Official Plan Amendment By City Council
(Column 1)	(Column 2)	(Column 3)
46		08 June 1954
47		25 May 1954
48		29 June 1954
49		14 September 1954
50		14 September 1954
51		30 November 1954
52		30 November 1954
53		26 October 1954
54		08 February 1955
55		08 March 1955
56		08 March 1955
57		29 March 1955
58		25 March 1955
59		25 September 1951
60		10 May 1955
61		10 May 1955
62		10 May 1955
63		14 June 1955
64		27 September 1955
65		14 February 1956
66		29 May 1956
67		26 June 1956
68		26 June 1956
69		31 July 1956
70		25 September 1956
71		25 September 1956
72		25 September 1956
73		28 August 1956
74		09 October 1956
75		09 October 1956
76		20 December 1956
77		20 December 1956
78		20 December 1956
79		14 May 1957
80		28 May 1957
81		28 May 1957
82		27 August 1957
83		12 November 1957
84		12 November 1957
85		14 January 1958
86		25 February 1958
87		25 March 1958
88		25 March 1958
89		13 May 1958

Official Plan Amendment No.	By-law No. Adopting Official Plan Amendment	Date of Adoption of Official Plan Amendment By City Council	
(Column 1)	(Column 2)	(Column 3)	
90		24 June	1958
91 & 91A		14 October	1958
92		29 July	1958
93		12 August	1958
94		13 September	1958
95		14 October	1958
96		16 December	1958
97		27 January	1959
98		27 January	1959
99		24 February	1959
100		31 March	1959
101		28 April	1959
102		28 April	1959
103A,B,C,D		12 May	1959
104		26 May	1959
105		13 June	1959
106		28 June	1959
107		25 August	1959
108	8783	13 October	1959
109	8792	27 October	1959
111	8793	27 October	1959
112	8805	10 November	1960
113	8860	10 March	1960
114	8823	08 December	1959
115	8894	09 February	1960
116	8929	08 March	1960
117 & 117A	8999	10 May	1960
118	9000	10 May	1960
119	9092	14 June	1960
120	9160	09 November	1960
121	9024	14 June	1960
123	9054	26 July	1960
124	9077	30 August	1960
125	9055	13 September	1960
126	9087	30 August	1960
127	9108	27 September	1960
128	9231	17 January	1961
129	9159	09 November	1960
130	9248	31 January	1961
131	9249	31 January	1961
132	9275	14 March	1961

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Official Plan Amendment No.	By-law No. Adopting Official Plan Amendment	Date of Adoption Official Plan Amendment By City Council	
(Column 1)	(Column 2)	(Column 3)	
133	9276	14 March	1962
134	9277	14 March	1962
135	9331	30 May	1962
136	9332	30 May	1962
137	9333	30 May	1962
138	9355	13 June	1962
139	9399	25 July	1962
140	9400	25 July	1962
141	9401	25 July	1962
142	9402	25 July	1962
143	9448	12 September	1962
144A,B,C	9436	29 August	1962
145	9437	29 August	1962
146	9449	12 September	1962
147	9482	31 October	1962
148	9483	31 October	1962
149	9484	31 October	1962
150	9485	31 October	1962
151(A) to (W)	9500	14 November	1962
152	9501	14 November	1962
153	9502	14 November	1962
154	9539	19 December	1962
155	9540	19 December	1962
156	9601	30 January	1962
156A	9702	08 May	1962
157	9602	30 January	1962
158	9617	13 February	1962
160	9816	13 February	1962
161	9793	28 August	1962
161A	9892	27 November	1962
162	9676	10 April	1962
163	9677	10 April	1962
164	9654	27 March	1962
165	9678	10 April	1962
167	9732	12 June	1962
168	9733	12 June	1962
169	9816	25 September	1962
170	9811	11 September	1962
172	9856	30 October	1962
173	10015	09 April	1962
174	9971	12 February	1962
175	9986	12 March	1962
176	10068	11 June	1962
177	10016	09 April	1962
178	10031	30 April	1962

Official Plan Amendment No.	By-law No. Adopting Official Plan Amendment	Date of Adoption of Official Plan Amendment By City Council	
Column 1)	(Column 2)	(Column 3)	
179A	10219	12 November	1963
179B	10220	12 November	1963
180	10099	30 July	1963
181	10100	30 July	1963
182	10101	30 July	1963
183	10131	27 August	1963
184	10157	10 September	1963
186	10158	10 September	1963
187	10197	08 October	1963
188	10198	08 October	1963
189	10718	12 November	1963
190	10299	28 January	1964
193	10301	28 January	1964
194	10302	28 January	1964
195	10335	25 February	1964
196	10336	25 February	1964
197	10376	14 April	1964
198	10414	26 May	1964
200	10445	30 June	1964
201	10446	30 June	1964
202	10473	28 July	1964
203	10499	28 July	1964
204	10509	25 August	1964
205	10559	10 November	1964
206	10560	10 November	1964
207	10572	24 November	1964
208	10595	15 December	1964
209	10635	26 January	1965
210	10644	09 February	1965
211	10660	23 February	1965
212	10757	29 June	1965
213	10697	13 April	1965
215	10741	08 June	1965
217	10758	29 June	1965
218	10787	27 July	1965
219	10916	14 December	1965
221	10824	14 September	1965
222	10758	28 September	1965
223	10917	14 December	1965
224	10873	09 November	1965
225	10918	14 December	1965
226	10919	14 December	1965

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Official Plan Amendment No.	By-law No. Adopting Official Plan Amendment	Date of Adoption Official Plan Amendment By City Council	
(Column 1)	(Column 2)	(Column 3)	
227	66-40	25 January	1966
228	67-94	14 March	1967
229	66-200	28 June	1966
230	66-185	14 June	1966
231	67-219	29 August	1967
233	66-301	08 November	1966
234	66-322	20 December	1966
235	66-87	14 November	1967
236	67-141	09 May	1967
237	66-103	28 March	1967
238	67-105	28 March	1967
239	67-217	29 August	1967
240	67-135	25 April	1967
241	67-143	09 May	1967
242	67-145	09 May	1967
243	67-277	26 September	1967
244	67-273	26 September	1967
245	67-303	31 October	1967
246	67-305	31 October	1967
247	67-330	28 November	1967
248	67-323	28 November	1967
249	67-356	19 December	1967
250	68-2	09 January	1968
251	68-139	30 April	1968
252	68-114	09 April	1968
253	68-263	10 September	1968
254	69-53	25 February	1969
255	69-80	25 March	1969
256	69-30	28 January	1969
257	69-125	10 June	1969
258	68-200	09 September	1969
259	69-216	30 September	1969
260			
	70-93	31 March	1970
261	70-125	12 May	1970
262	70-139	26 May	1970
264	70-127	12 May	1970
265	70-164	23 June	1970
266	70-162	23 June	1970
267	70-163	23 June	1970
269	70-324	10 November	1970
270	70-367	15 December	1970

Official Plan Amendment No. (Column 1)	By-law No. Adopting Official Plan Amendment (Column 2)	Date of Adoption of Official Plan Amendment By City Council (Column 3)	
271	71-42	09 February	1971
272	71-190	29 June	1971
273	71-219	31 August	1971
274	71-269	12 October	1971
275 - copy missing		28 September	1971
		27 June	1972
276	72-115	25 April	1972
278	72-268	31 October	1972
279	72-253	10 October	1972
280	72-267	31 October	1972
281	73-20	16 January	1973
282	73-200	26 June	1973
283	73-36	30 January	1973
284	73-113	10 April	1973
285	73-170	12 June	1973
286	73-171	12 June	1973
287	73-186	12 June	1973
288	73-265	09 October	1973
289	74-62	26 March	1974
291	73-331	18 December	1973
292	74-40	26 February	1974
293	74-76	30 April	1974
294	74-97	14 May	1974
295	74-80	30 April	1974
296	74-138	25 June	1974
297	75-84	25 March	1975
298	74-234	24 September	1974
299	74-203	27 August	1974
300	74-235	24 September	1974
301	74-233	24 September	1974
302	75-106	08 April	1975
303	75-6	28 January	1975
304	75-134	13 May	1975
305	75-206	30 July	1975
306	75-65	11 March	1975
307	75-68	11 March	1975
308	75-174	24 June	1975
309	75-205	30 July	1975
310	76-44	10 February	1976

Official Plan Amendment No.	By-law No. Adopting Official Plan Amendment	Date of Adoption of Official Plan Amendment By City Council	
(Column 1)	(Column 2)	(Column 3)	
311	75-311	25 November	1975
312	75-207	30 July	1975
313	75-261	30 September	1975
314	75-260	30 September	1975
315	76-200	29 June	1976
316	76-46	10 February	1976
318	79-83	13 March	1979
319	76-176	29 June	1976
320	79-214	31 July	1979
321	76-178	29 June	1976
322	76-239	31 August	1976
323	76-227	27 July	1976
324	76-238	31 August	1976
326	77-278	08 November	1977
327	77-15	25 January	1977
328	77-11	25 January	1977
329	77-64	08 March	1977
330	77-72	29 March	1977
331	77-107	26 April	1977
332	77-140	31 May	1977
333	77-168	28 June	1977
334	77-310	13 December	1977
335	77-286	29 November	1977
337	78-99	28 March	1978
338	78-60	28 February	1978
339	78-120	25 April	1978
340	78-138	09 May	1978
341	78-243	29 August	1978
342	79-42	30 January	1979
343	79-163	29 May	1979
344	79-157	29 May	1979
345	79-199	26 June	1979
346	79-230	31 July	1979
347	79-250	28 August	1979
348	80-1	08 January	1980
349	80-106	08 April	1980
350	80-168	27 May	1980
351	80-197	24 June	1980
352	80-212	29 July	1980

08/26/80

Bill No. 240

The Corporation of the City of Hamilton

BY-LAW NO. 80-238

To Adopt:

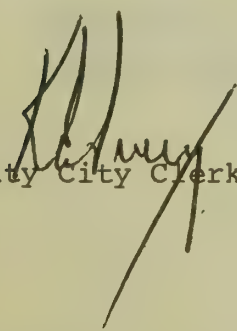
THE OFFICIAL PLAN OF THE CITY OF HAMILTON PLANNING AREA

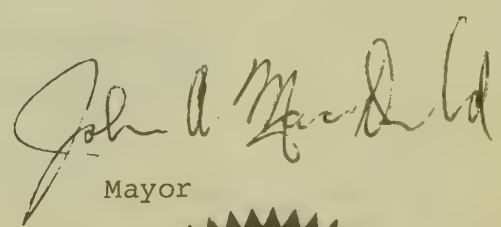
The Council of The Corporation of the City of Hamilton enacts as follows:

1. The Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan referred to in section 1 above as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 26th day of August A.D. 1980.


Deputy City Clerk


Mayor

SCHEDULE 1

To By-law No. 80-

CITY OF HAMILTON OFFICIAL PLAN

Prepared by:
PLANNING AND DEVELOPMENT DEPARTMENT
of the Regional Municipality of Hamilton-Wentworth

AUGUST, 1980

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A. Purpose of the Plan

The Official Plan for the City of Hamilton is a comprehensive guide to co-ordinate public and private actions in an orderly manner by defining future relationships among land uses and municipal services. In particular, the Official Plan:

- expresses long-term intentions on the nature and extent of growth and the protection of the natural and man-made resources through a land use and management strategy for Hamilton to the year 2001;
- provides the terms of reference for public works and private initiatives, and functions as a standard against which the City evaluates the appropriateness of such initiatives in relation to the land use and management strategy;
- functions as an intermediary between the broad concepts of the Regional Municipality of Hamilton-Wentworth Official Plan (hereinafter referred to as the "Regional Official Plan"), the intentions of the Niagara Escarpment Plan and the Parkway Belt West Plan, local conditions and municipal objectives; and,
- defines the means for implementing municipal planning intentions by such measures as special studies, secondary plans and zoning by-laws.

B. Basis of the Plan

The basis for the preparation of this Official Plan for the City of Hamilton is founded in the following factors:

- The original Official Plan was approved by the Minister of Planning and Development on June 12th, 1951. Given its relative simplicity, consisting of a land use map and an accompanying page of text, as well as the spatial growth of the City due to annexations, the Plan was subsequently amended over three hundred times. Except for the more recent major land use amendments, few of these amendments introduced policy applicable throughout the City. This has made the Plan complex and administratively difficult to interpret.

Accordingly, a new Plan is required which establishes comprehensive policy direction applicable throughout the City and at a level of detail which would reduce the frequency of amendments experienced in the past. In addition, a framework is required which could be amended, when warranted, in a uniform manner without jeopardizing the general intentions of the Plan.

- Various changes to The Planning Act and the advent of other planning-related legislation in recent years requires a Plan which enables municipal decision-makers to effectively utilize all planning powers bestowed to them in the growth and management of Hamilton.
- The regulations and policies of such supra-regional agencies as the Niagara Escarpment Commission, the Conservation Authorities and the Parkway Belt West Plan, who have jurisdiction within the City, have necessitated a Plan which adapts their policies to local planning intentions.
- A number of planning-related studies have been initiated on behalf of the City, whose findings have significant implications on the growth and management of Hamilton. This has necessitated a Plan which recognizes the recommendations of the various secondary planning (neighbourhood) studies, the Central Area Plan, the Commercial Plan policies, the Transportation Plan policies, among others, within the general planning intentions of the City.

C. Assumptions

The Official Plan for the City of Hamilton is based on a number of assumptions which set the framework for policy by defining the anticipated function and character of the City, as well as the rate and configuration of growth during the operation of the Plan. Specifically, the Plan is based on the following assumptions:

- The City of Hamilton will continue as the major urban community within, and an integral component of, the Region. It is anticipated that the City will function as the primary centre for employment, shopping and residences serving the Region.
- The City will be able to accommodate a population of up to 386,000 persons by the year 2001.
- The majority of anticipated growth will occur on the Mountain, commensurate with the provisions of engineering and community services, although redevelopment will occur to some extent in the older lower portion of the City. It is anticipated that growth and redevelopment will be at a scale and density that is energy efficient and is sensitively integrated with the established urban pattern.

- Subsequent to the formation of the Regional Municipality of Hamilton-Wentworth in 1974 (hereinafter referred to as the "Region"), a Regional Official Plan has been prepared which provides broad policy and growth direction for the area municipalities. As such, a Plan for Hamilton is required which brings municipal policies into conformity with the intentions of the Regional Official Plan.
- The changing demographic trends witnessed in recent years (i.e., the aging of the post-war baby boom and growth in the prominence of non-family households) were not envisaged some thirty years ago in the preparation of the existing Official Plan. As a result, there is now a need to incorporate the implications of these changes in a new Plan for Hamilton.

D. Plan Preparation, Format and Interpretation

In 1975, a planning program was initiated to prepare a new Official Plan for the City of Hamilton. This program began with detailed analyses of various land uses and the formulation of appropriate policies consisting of the:

Open Space Plan (1977);
Industrial Plan (1978);
Residential Plan (1978);
Harbour Area Plan (1979);
Commercial Plan Study (1979); and,
Transportation Plan Study (1979).

The last phase in this program was to consolidate these elements, in addition to providing policy direction in other associated areas of concern such as general growth and management, engineering services, amenity and design, and implementation.

The end result of this exercise has been the preparation of a comprehensive Plan for the City of Hamilton.

The Official Plan is organized in the following manner:

- Part One - 'Introduction' - details the basis and assumptions underlying the Plan.
- Part Two - 'The Plan' - is set out in four sections. Each section is introduced by paragraphs of explanation in italics, followed by numbered Policy statements and related Schedules. The Policy statements and Schedules will govern through the authority of The Planning Act where it states that no public works shall be undertaken or no by-laws passed that do not conform to the Plan, and accordingly, will require the approval of the Minister of Housing.

The paragraphs of explanation are provided only to assist in the interpretation of the Policy statements and help to clarify the general intent of the Plan. Accordingly, they will not require Ministerial approval.

In the case of a discrepancy between the Policy statements and related Schedules, the policies will supersede. A change to the policy statements will require an amendment to the Plan.

- Part Three - Appendices - summarize the findings of the various studies undertaken in the preparation of the Plan.

PART TWO — THE PLAN

Section A — Land Use and
Management Strategy

Section B — Servicing Strategy

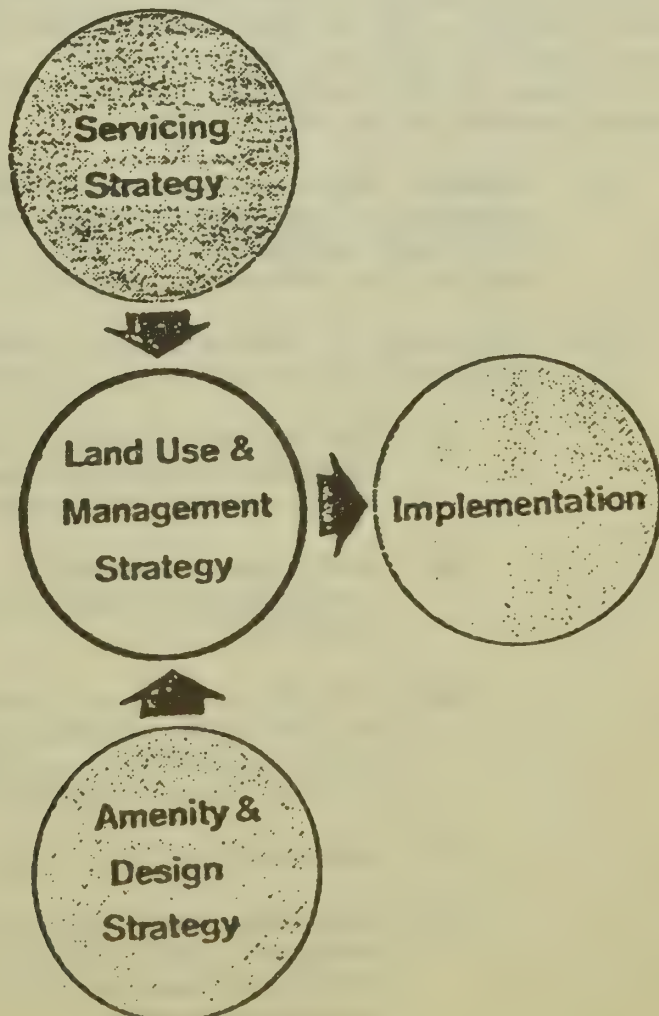
Section C — Amenity and Design
Strategy

Section D — Implementation

SectionA: Land Use and Management Strategy

In keeping with the general intentions of the Regional Official Plan, and the findings of the various projections, background studies and analysis undertaken in the preparation of this Plan, a LAND USE AND MANAGEMENT STRATEGY has been devised to guide the nature and physical extent of anticipated growth in Hamilton to the year 2001. This STRATEGY:

- expresses population and employment assumptions for growth; and,
- prescribes an attainable Land Use Concept.



SUBSECTION A.1

ANTICIPATED GROWTH

The Regional Official Plan anticipates that the Region may reach a population of approximately 550,000 persons by the year 2001, and has allocated a population figure of 386,000 to the City of Hamilton. It is the intent of this Plan that population be distributed equitably in relation to the established development pattern and the capacity of existing and future services.

It is also anticipated in the Regional Official Plan that in the future, a greater proportion of the City's population will be in the working age group (14 to 65). Indications are that there will also be more women in the work force. Given these two factors, it is anticipated that Hamilton may reach a work force of 233,500 by the year 2001. Accordingly, every measure is taken in the subsequent sections of this Plan to accommodate growth up to these figures.

- 1.1 Council will monitor on an annual basis population growth and related housing needs in order to identify required amendments to this Plan, or Secondary Plans and/or the Five-Year Capital Works Program.
- 1.2 In order to effectively accommodate ANTICIPATED GROWTH, Council will endeavour to ensure that:
 - i) The various School Boards are satisfied that adequate provision to accommodate any additional school children can be made;
 - ii) Sufficient community facilities such as parks, recreation facilities or libraries can be provided;
 - iii) Any increases in traffic may be accommodated by the road network without causing unacceptable congestion, accident hazard or nuisance to adjacent residential areas;
 - iv) Residential amenities are maintained; and,
 - v) Adequate engineering services such as sewage disposal facilities, water supply and storm drainage can be made available without undue additional cost.

- 1.3 Council will promote economic growth by co-operating with the Region and other agencies to attract industry and commerce to the City.

SUBSECTION A.2

LAND USE CONCEPT

The intent of this Official Plan is to define, through the LAND USE CONCEPT, the nature and extent of future growth, while promoting an orderly and attractive community. The pattern of land use established on Schedule "A" and accompanying policies are intended to:

- *maintain a desirable diversity of land uses within the City by designating areas to be utilized for Residential, Commercial, Industrial, Major Institutional, Open Space and other uses;*
- *channel growth into groupings of complementary land use to utilize conditions most suited to the requirements of each group;*
- *establish a land use pattern which ensures that service and utilities may be effectively used; major open space, conservation or environmentally-sensitive areas are protected; and sufficient shopping, recreation and employment opportunities may be accommodated which are reasonably accessible from Residential uses; and,*
- *promote the central area as the major multi-use focus of community life and commerce for the City and Region, supplemented by two multi-use nodes similar in function but smaller in scale, at other locations.*

SUBSECTION A.2.1

RESIDENTIAL USES

It is the intent of this Plan to ensure that the RESIDENTIAL USE of land is sufficient to accommodate anticipated population growth and changing demands for RESIDENTIAL development of varied styles and densities, while ensuring the maintenance of amenities for residents. As well, the Plan is intended to ensure that new RESIDENTIAL development or re-development is appropriately located; is compatible with surrounding development; is not subjected to noxious impacts; and achieves the conservation and efficient use of energy.

- 2.1.1 The primary uses permitted in the areas designated on Schedule "A" as RESIDENTIAL will be for dwellings. Various types of dwellings are included within this designation, while preference will be given to the locating of similar densities of development together.
- 2.1.2 Lands designated for RESIDENTIAL USES within the Central Policy Area are not indicated on Schedule "A". In recognition of the multiplicity of land uses, policies will be identified in more detail in Subsection A.2.8, Central Policy Area.
- 2.1.3 Within areas designated RESIDENTIAL, land uses compatible to dwellings and deemed necessary by Council to serve the needs of local residents will be permitted, including, but not limited to:
 - i) Public parks less than .4 hectare in size;
 - ii) Schools, churches and similar institutional uses less than .4 hectare in size, in accordance with the provisions for Major Institutional Uses as set out in Subsection A.2.6 of this Plan;
 - iii) Individual retail or service stores in a multiple dwelling containing at least 100 dwelling units, expressly to serve the occupants therein; and,
 - iv) Limited individual or groups of commercial uses on sites not exceeding .4 hectare in area, excluding Automobile Service Stations, in accordance with the Local Commercial Uses and General Provisions set out in Subsection A.2.2 of this Plan.

- 2.1.4 Where compatible uses are permitted, to preserve the amenities of and support RESIDENTIAL USES in the area, new development will, subject to the Zoning By-law:
- i) Be required to be provided with adequate yards, off-street parking and loading, landscaping, screening, buffering or other such measures as determined by Council; and,
 - ii) Not provide outside storage or engage in any use of land in a manner having a detrimental impact on the adjacent RESIDENTIAL USES.
- 2.1.5 In order to preserve and utilize older buildings no longer appropriate for RESIDENTIAL use, and to provide a specialty type of Commercial service in proximity to the central area of the City, Council may permit the conversion of existing RESIDENTIAL buildings located in high-density RESIDENTIAL areas for Commercial uses such as financial offices, as may be identified through the preparation of Secondary Plans.
- 2.1.6 It is the intent of Council that a variety of housing styles, types and densities be available in all RESIDENTIAL areas of the City, and further, that proposals for new development or redevelopment will contribute to the desired mix of housing where practicable. In this regard, Council will be guided by the Housing Policies of Subsection C.7 and the Secondary Plan Policies of Subsection D.2.
- 2.1.7 Council will encourage the design of RESIDENTIAL areas which complement the natural features of the area and utilize energy saving measures such as, but not limited to:
- i) Reduced road lengths;
 - ii) Building orientation;
 - iii) Retention of existing trees and other vegetation;
 - iv) Clustering of units;
 - v) Such other matters as Council deems necessary and be in keeping with the provisions of Subsection C8, Energy.

- 2.1.8 Subject to the Ontario Building Code, as amended from time to time, development and redevelopment designs which reflect improved energy efficiency and take into account innovations in building technology will be encouraged.
- 2.1.9 Subject to the policies of Subsection B.1, preference will be given to the complete development of RESIDENTIAL neighbourhoods.
- 2.1.10 The ultimate average population density of the currently undeveloped and developing areas of the City will not exceed 90 persons per gross hectare of land designated for RESIDENTIAL purposes on Schedule "A".
- 2.1.11 Plans for redevelopment will, to the satisfaction of Council, ensure that the RESIDENTIAL character of the area will be maintained or enhanced and that the redevelopment will not burden existing facilities and services.
- 2.1.12 In evaluating the merits of any proposal for multiple-family RESIDENTIAL development, Council will be satisfied that the following considerations are met:
 - i) The height, bulk and arrangement of buildings and structures will achieve harmonious design and integrate with the surrounding area; and,
 - ii) Appropriate open space, including landscaping and buffering, will be provided to maximize the privacy of residents and minimize the impact on adjacent lower-density uses.

SUBSECTION A.2.2

COMMERCIAL USES

It is the general intent of this Plan that COMMERCIAL development occur in an orderly manner, consistent with the needs of the community. The Plan promotes a hierarchy of COMMERCIAL categories to best serve the residents of the City and to recognize and accommodate the locational, trade area or special requirements of businesses of varying size and function.

The Plan promotes a high aesthetic quality in all COMMERCIAL areas and endeavours to minimize their impacts on adjacent land uses, most importantly, Residential uses. It is intended that all COMMERCIAL areas be readily and safely accessible and be provided with adequate parking and loading facilities.

The Central Policy Area is recognized as the highest level in the COMMERCIAL hierarchy and is promoted as the principal retail centre for both the City and the Region, offering the widest range of goods and services. Due to the diversity in land uses within the Central Policy Area, specific policies are articulated in Subsection A.2.8, Central Policy Area.

Further, the Plan promotes Shopping Centres of varying sizes ranging from Sub-Regional Shopping Centres down to the small Neighbourhood Shopping Centres. It is intended that such Centres be distributed to provide sufficient business opportunity and consumer choice without undermining the primacy and viability of the Central Policy Area.

It is the intent of this Plan to recognize the value of existing Extended Commercial areas, their potential and special impacts. Within this category are:

- Ribbon Commercial areas, which are similar in function, but are generally smaller in scale and more reliant on pedestrian trade; and,*
- Highway Commercial areas primarily oriented to the travelling public and automobile-borne traffic and thus dependent upon a location on a major road providing ready exposure and ease of access.*

The Plan promotes the infilling and consolidation of these areas so as to restrict unnecessary extension or enlargement.

Additionally, policy direction is provided regarding such matters as Commercial-related parking, mixed Commercial/Residential developments, Local Convenience Commercial, and Automobile Service Stations.

- 2.2.1 The primary uses permitted in the areas exceeding .4 hectare designated on Schedule "A" as COMMERCIAL will be for Commerce. In this regard, Commerce is defined as establishments involved in the buying and selling of goods and services; business offices; and hotels, convention and entertainment facilities. In addition to the primary permitted uses, limited Residential may be permitted within COMMERCIAL areas provided Council will be satisfied that the following provisions are adequately met:
- i) Access drive and parking will be screened and/or buffered such that noise, light or undesirable visual impacts emanating from neighbouring COMMERCIAL use are mitigated;
 - ii) Any impacts emanating from adjacent COMMERCIAL uses which will detract from the amenity of the Residential use will be minimized; and,
 - iii) In the case of a Residential use ancillary to a COMMERCIAL use, sufficient amenity space will be provided exclusively for the Residential component and be physically separated from the COMMERCIAL component and associated customer parking areas.
- 2.2.2 Council recognizes that the COMMERCIAL structure of the City operates within a hierarchy of categories ranging from the Central Policy Area (which, as defined by the Regional Official Plan, is intended to function as the "Regional Centre"), to Local Convenience Commercial uses. Except for the Central Policy Area, the hierarchy is not designated on Schedule "A" to this Plan. The location and distribution of such categories will be identified through Secondary Plans as set out in Subsection D.2.
- 2.2.3 Further, it is intended that the policies for the various categories in the COMMERCIAL hierarchy will provide guidance to Council when considering amendments to this Plan or to the Zoning By-law.

- 2.2.4 The Central Policy Area will be promoted as the principal retail, business and service centre in the Region, and in the context of the overall COMMERCIAL structure of the City. Accordingly, the Central Policy Area will be considered to be the preferred location for the major concentration of COMMERCIAL Uses in the City and in the Region. Policies for the Central Policy Area are detailed in Subsection A.2.8.

SHOPPING CENTRES

- 2.2.5 The SHOPPING CENTRES category applies to groups of Commercial establishments planned and developed as a unit, and having no less than 1,400 square metres of gross floor area.
- 2.2.6 In addition to the primary permitted uses as set out in Policy 2.2.1, the following ancillary uses may be permitted in SHOPPING CENTRES: malls and public concourses, landscaped garden areas, private and public washrooms, parking areas, truck loading and service areas, employee rest areas, as well as mechanical, electrical and maintenance areas. Residential uses may be permitted where they will not restrict or interfere with the function of the primary permitted uses, subject to the General Provisions of this Subsection.
- 2.2.7 Council recognizes SHOPPING CENTRES as appropriate forms of Commercial development necessary to the economic health of the City and the Region. In this regard, Council will utilize the following classifications of SHOPPING CENTRES in the preparation of Secondary Plans:
- i) A Sub-Regional Shopping Centre will have a minimum of 55,000 square metres of gross floor area and function as the focus of a multi-use node as provided for in the Regional Official Plan;
 - ii) A Community Shopping Centre will have a gross floor area of 14,000 square metres to a maximum of 55,000 square metres; and,
 - iii) A Neighbourhood Shopping Centre will have a gross floor area of 1,400 square metres to a maximum of 14,000 square metres.

2.2.8 It is the intent of Council that new, extended or enlarged SHOPPING CENTRES proposed on lands not designated Commercial in this or other plans of the City will not jeopardize the viability of other existing or approved retail centres in the City. In this regard, where a proposal would result in a SHOPPING CENTRE larger than 14,000 square metres of gross floor area, Council will require the completion of a market study by the proponent which indicates that such viability is not endangered, prior to any approval. Such market studies will contain:

- i) An assessment of present and future population to be served by the proposed development, including a full explanation of the sources, techniques and assumptions used in arriving at any population forecast;
- ii) A full explanation as to any other forecast or assumptions used in determining retail requirements within the City of Hamilton;
- iii) The amount, mix, location and phasing of proposed retail space;
- iv) An evaluation of the primary and secondary trade areas of the proposed development, including any assumptions used and an explanation of the characteristics of the population to be served, as may be relevant to the proposal;
- v) An assessment of the potential impacts on the trade areas of other retail centres, including an explanation of any methodology used; and
- vi) Evidence that the proposal will not jeopardize the viability of the Central Policy Area in order that the intent to promote this as the principal retail centre in the Region will not be undermined.

2.2.9 Adjunct to such an analysis and prior to any consideration for approval, Council will be satisfied that the proponent has demonstrated that:

- i) Traffic volumes and movements can be safely handled by the existing or proposed Circulation and Movement System as set out in Subsection B.3;

- ii) Adequate provision can be made to accommodate access by public transit, in keeping with the provisions of Subsection B.3.2, Public Transit;
- iii) Existing or proposed utilities are adequate to serve the development; and,
- iv) Any deficiencies in the above can be adequately resolved by the proponent.

2.2.10 Council will not consider for approval any proposal for a SHOPPING CENTRE which is not situated on an Arterial Road.

2.2.11 Where feasible, Council will give preference to SHOPPING CENTRES proposed to be located in Extended Commercial areas where such CENTRES serve to infill or consolidate existing Commercial development.

EXTENDED COMMERCIAL

- 2.2.12 The EXTENDED COMMERCIAL category applies to existing stretches of individually-managed Commercial establishments located along Arterial Roads, serving both pedestrian and automobile-borne trade. It consists of:
- i) "Ribbon" Commercial uses on smaller lots serving predominantly residents and pedestrians in the vicinity, with some specialized Commercial uses attracting automobile-borne traffic from beyond the local area; and,
 - ii) Larger-scaled "Highway" Commercial uses on deep lots, reliant on locations readily accessible to private vehicles specifically coming to, and parking on, the premises to do business.
- 2.2.13 Council recognizes EXTENDED COMMERCIAL areas as viable forms of Commercial development that satisfy the needs of certain businesses for visibility and accessibility.
- 2.2.14 While it is intended that any Commercial use be permitted within the EXTENDED COMMERCIAL category, it is also intended that retail uses requiring large enclosed or open storage areas such as, but not limited to, building supplies, warehouse outlets, catalogue stores serving domestic consumers, automotive sales, or other uses whose special nature and requirements of size, site and/or buildings are not conducive to location within Ribbon Commercial areas or Shopping Centres, be located within areas of similar large-scale Highway Commercial uses.
- 2.2.15 Residential uses may be permitted within EXTENDED COMMERCIAL areas without an amendment to this Plan where they will not restrict or interfere with the function of the primary permitted uses, and subject to the General Provisions of this Subsection.
- 2.2.16 Limited Light Industrial uses may be permitted in association with and on-site of a permitted Commercial use, subject to Council being satisfied that:
- i) The Commercial activity is the primary use

- ii) The retail use caters to the general public and is not primarily reliant on other industrial or wholesale trade;
- iii) Adequate provisions are made for loading facilities, subject to the policies set out in Subsection B.3.3;
- iv) Adequate services are available to the site;
- v) The use is not noxious by virtue of noise, heat, glare, dust, vibration or other emissions; and,
- vi) The use does not interfere with the attractiveness or viability of the area for the primary permitted uses.

2.2.17 Development within EXTENDED COMMERCIAL areas will be through infilling and redevelopment in order to consolidate the viability of these areas and to restrict their indiscriminant extension into stable areas of the non-Commercial uses. Such development will only be permitted where traffic and/or parking problems will not be created and subject to the approval of the Region.

2.2.18 Council will encourage the Region to undertake such roadway improvements as street widenings, channelization, centre left-turn lanes, signalization or any other appropriate measures to improve traffic circulation in EXTENDED COMMERCIAL areas.

2.2.19 All outdoor storage areas will be fenced or suitably screened from adjacent Residential uses. Council may permit the temporary storage of materials without screening for display or promotional purposes only, provided vehicular movement is not endangered, and that all parking requirements can be met.

2.2.20 Council will endeavour to maintain or improve the visual amenity and general attractiveness of EXTENDED COMMERCIAL areas, and in so doing will:

- i) Encourage the restoration, rehabilitation or repair of existing storefronts and facades to complement the scale, design and character of other Commercial developments in the area;

- ii) Encourage the relocation of non-Commercial uses which interrupt the continuity of business frontage, and their replacement with permitted Commercial uses to maximize the retail concentration;
 - iii) Regulate building setbacks to develop and maintain continuity and harmony with adjacent Commercial uses;
 - iv) Where substantial redevelopment is proposed, consider the increase in building setbacks to permit wider sidewalks, appropriate landscaping and street furniture to encourage pedestrian movement and improve the shopping environment;
 - v) Ensure in the preparation of Secondary Plans that provision is made for sufficient Residential development to sustain viable Ribbon Commercial areas; and,
 - vi) Support the organization of local business interests to work toward achieving the policies of this Plan. Council may cooperate with business associations in carrying out special studies to examine land use problems and identify feasible solutions, as well as in any other manner which serves to implement the policies of this Plan.
- 2.2.21 Off-street parking and loading will be required within predominantly Highway Commercial areas, and will be provided by the developers or owners of Commercial development. Council may consider supplying municipal parking areas, if deemed to be required, where they will serve both EXTENDED COMMERCIAL development and other retail concentrations in close proximity to each other.
- 2.2.22 Council will encourage and, where feasible, assist in the provision of adequate off-street parking facilities in all other EXTENDED COMMERCIAL areas where existing parking problems are identified. Such parking facilities will be:
- i) Readily accessible from the main thoroughfare serving the EXTENDED COMMERCIAL area, including via side-streets off the main thoroughfare; and,

- ii) Preferably to the rear of the EXTENDED COMMERCIAL development where their use will not adversely impact the amenity of adjacent Residential areas, subject to the General Provisions herein.

LOCAL COMMERCIAL

- 2.2.23 The LOCAL COMMERCIAL category applies to groups of or individual commercial establishments serving the daily retail needs of surrounding residents, and primarily dependent upon pedestrian access.
- 2.2.24 The maximum size of any retail establishment will not exceed 230 square metres and the maximum size of any LOCAL COMMERCIAL development will not exceed .4 hectare in keeping with the intention that LOCAL COMMERCIAL facilities are to serve local Residential areas only with convenience goods and personal services.
- 2.2.25 It is not the intent of Council that the LOCAL COMMERCIAL category be included within the Commercial classification indicated on Schedule "A" to this Plan. Rather, it is the intent of Council that LOCAL COMMERCIAL uses may be permitted within the Residential designation of land use indicated on Schedule "A", subject to a specific application for an appropriate amendment to the Zoning By-law and without the necessity of amending this Plan. The location of LOCAL COMMERCIAL uses will be designated by Secondary Plans.
- 2.2.26 Notwithstanding the above provisions, when considering new development in this category, Council will give preference to the grouping of individual LOCAL COMMERCIAL uses in suitable locations to prevent the scattering of such establishments throughout Residential areas.

GENERAL PROVISIONS

- 2.2.27 COMMERCIAL establishments or centres that are proposed adjacent to existing COMMERCIAL uses will be encouraged to integrate the design and dimensions of structures, parking areas and access points with those of the adjacent uses.
- 2.2.28 Where COMMERCIAL uses are proposed to be developed adjacent to Residential land uses, Council will be satisfied that the following provisions are adequately met:
- i) Access drive, parking and service areas will be screened and/or buffered such that noise, light or undesirable visual impacts emanating from the COMMERCIAL use are mitigated;
 - ii) Light from standards or other external lighting fixtures, excluding those used for store and window display or wall illumination, will be directed downwards and shielded or oriented as much as practicable away from the adjacent Residential uses; and,
 - iii) Light standards will be of a height that is in scale with the facility, but will not be of a height sufficient to create a nuisance to adjacent land uses.
- 2.2.29 The size of advertising, identification or other promotional signs and devices will be regulated by appropriate by-laws in order to avoid conflicts with effective traffic control and the general amenity of the area.
- 2.2.30 In addition to the provisions of Subsection B.3.3 of this Plan, adequate parking and loading space will be required in clearly-defined areas for all development and redevelopment within the COMMERCIAL designation and will include adequate space for owners, employees, customers and delivery vehicles. Council will require that in all normal circumstances, a high standard of parking and loading facilities will be maintained in accordance with current practices.

- 2.2.31 Where a proposal is made for a COMMERCIAL development in which proposed parking and/or loading space is less than generally required, it must be demonstrated by the proponent to the satisfaction of Council that the proposal will not lead to nuisance through the parking or loading of vehicles on land or streets adjacent to the use.
- 2.2.32 No parking facility serving a COMMERCIAL use or group of uses will be permitted beyond a COMMERCIAL designation, nor will vehicular access to said COMMERCIAL uses be permitted over Residentially-designated lands.
- 2.2.33 Where possible, loading facilities and parking space for delivery vehicles will be located, buffered and screened, so as to minimize adverse impacts on adjacent Residential uses.
- 2.2.34 Any existing or proposed structures containing both residences and COMMERCIAL uses, including offices, primarily intended to offer goods and services to persons other than the residential occupants thereof will be deemed to be mixed COMMERCIAL/RESIDENTIAL developments and, therefore, subject, in addition to any other provisions of this Plan, to the following policies:
- i) Amenity spaces will be provided exclusively for the Residential component and will be functionally separated from public areas associated with the COMMERCIAL component;
 - ii) Prior to any approval for proposed COMMERCIAL/RESIDENTIAL development, Council will be satisfied that any impacts emanating from the COMMERCIAL component which will detract from the amenity of the associated Residential uses will be minimized.
 - iii) Customer parking areas associated with the COMMERCIAL component will preferably be physically separated from such areas provided for the Residential uses, and in any instance their use will not interfere with the safe and efficient use of Residential parking areas; and,

- iv) Council will be satisfied that existing engineering services, school facilities, parks and similar community facilities are, or may feasibly be made to be, adequate to serve the residents of proposed COMMERCIAL/RESIDENTIAL development prior to any approval being given.

2.2.35 AUTOMOBILE SERVICE STATIONS will mean land or buildings where oil and gasoline are kept for sale, and where minor automotive repairs may be carried out. In considering proposals for new AUTOMOBILE SERVICE STATIONS, Council will require that the following provisions are complied with in all respects:

- i) The preferred location for an AUTOMOBILE SERVICE STATION will be adjacent to the intersections of major roads, and in the case of Shopping Centres, the structure will be physically separated from the major activity areas and buildings of the Shopping Centre and be in close proximity to the major roads providing access; and,
- ii) An AUTOMOBILE SERVICE STATION will only be permitted where the movement of traffic and/or pedestrians in the vicinity of the site will not be endangered or congestion increased by virtue of its location and operation.

2.2.36 Council will endeavour to minimize the impacts of AUTOMOBILE SERVICE STATIONS on adjacent land uses through measures such as, but not limited to, the following:

- i) The establishment of building separation distance and yard requirements;
- ii) The requirement of fencing and/or landscaped buffer strips to effectively screen the operation;
- iii) Paved surface requirements for all non-landscaped areas;
- iv) The restriction of outside storage, other than automobiles;

- v) The establishment of separation distance requirements from Residential or other land uses for all ingress or egress ramps; and,
- vi) The requirement that all lighting and illuminated signs be designed to be deflected or shielded from adjacent Residential uses.

SUBSECTION A.2.3

INDUSTRIAL USES

It is the general intent of this Plan to ensure that Hamilton's position as a major INDUSTRIAL centre in the Region and in the Province is maintained and enhanced through the retention of existing industries and through the stimulation of new industrial growth.

Accordingly, the Plan recognizes the existing inventory of INDUSTRIAL USES and identifies a reserve of lands suitable for the expansion of existing industry and for the attraction of new firms. It is also the intent of this Plan to safeguard the integrity of land uses adjacent to INDUSTRIAL areas through appropriate measures.

Further, this Plan identifies a number of INDUSTRIAL categories. Existing Heavy Industrial areas in the City, the impacts that they have, and the need to promote the improvement of the appearance and amenity of these areas, are recognized.

General Industrial areas may contain a variety of INDUSTRIAL uses which do not inherently impact adjacent uses.

Further, the Plan promotes Light Industrial areas and recognizes their benefits to the City in view of their minimal environmental impacts.

In addition, policy direction is provided regarding such matters as Industrial-related parking and mixed Industrial/Residential development.

2.3.1 The primary uses permitted in the areas designated on Schedule "A" as INDUSTRIAL will be for Industry. In this regard, Industry is defined as manufacturing, processing, warehousing, repair and servicing. In addition to the primary permitted uses, the following uses may be permitted within INDUSTRIAL areas:

- i) Uses that are incidental to INDUSTRIAL operations such as retail and wholesale enterprises which are operated as subsidiary functions of an INDUSTRIAL establishment;

- ii) Business enterprises such as, but not limited to banks, restaurants, garages, material suppliers etc. which are intended to directly serve the Industries and their personnel;
- iii) Uses which have characteristics or functional requirements similar to Industries;
- iv) Residences for maintenance staff of a principal use;
- v) Research and development facilities;
- vi) Public and private transportation terminals, highway and road related services (e.g., automobile service stations); and
- vii) All uses which, in the opinion of Council complement and do not interfere with or detract from the primary function of the area.

2.3.2 Council recognizes the varied nature of Industry in the City. Therefore, the policies of this Plan are intended to apply to a hierarchy of INDUSTRIAL categories. The hierarchy is not specifically designated on Schedule "A". However, some elements of the hierarchy are shown on Schedule "B" as Special Policy Area 11 and as set out in Subsection A.2.9.3. The location and distribution of additional categories will be identified through Secondary Plans.

2.3.3 Further, it is intended that the policies for the various categories in the INDUSTRIAL hierarchy will provide guidance to Council when considering amendments to this Plan or to the Zoning By-law.

HEAVY INDUSTRIAL

- 2.3.4 The HEAVY INDUSTRIAL category applies to Industrial uses which, by virtue of site utilization or operation, are intensive.
- 2.3.5 The primary uses permitted in this category will include but not be limited to: primary metal; wood and paper products; non-metallic mineral products; and chemical products production and processing and any other uses which may have substantial impacts on adjacent uses.
- 2.3.6 In addition to the ancillary uses that may be permitted in Industrial areas as set out in Policy 2.3.1 above, the following uses may be permitted in the HEAVY INDUSTRIAL category: the open air bulk storage of minerals which are free from the emission of dust, odours or fumes; the storage of cars and/or machinery; the storage of pig iron in the open or in enclosed sheds, structural steel and/or manufactured or semi-finished metal products.
- 2.3.7 Council will not permit the development of new major Residential development within four hundred (400) metres of HEAVY INDUSTRIAL areas except as provided for in Policy 2.3.1 (iv) above.
- 2.3.8 Council will ensure that non-Industrial land uses abutting HEAVY INDUSTRIAL areas are protected from adverse impacts through the provision of adequate separation, screening, barriers, fencing and landscaping or other like measures.

GENERAL INDUSTRIAL

- 2.3.9 The GENERAL INDUSTRIAL category applies to a wide range of Industrial uses which, by virtue of site utilization or operation, are not intensive.
- 2.3.10 The primary uses permitted in this category will include, but not be limited to: the processing of vegetable, animal, textile, wood or paper products.
- 2.3.11 In addition to the ancillary uses that may be permitted in INDUSTRIAL areas as set out in Policy 2.3.1 above, the open or enclosed storage of manufactured or semi-finished products which are free from the emissions of dust, odours or fumes may be permitted in the GENERAL INDUSTRIAL category.
- 2.3.12 Council will ensure that non-Industrial land uses abutting GENERAL INDUSTRIAL areas are protected from any adverse impacts through the provision of adequate separation, screening, barriers, fencing and landscaping or other like measures.

LIGHT INDUSTRIAL

- 2.3.13 The LIGHT INDUSTRIAL category applies to those industrial uses that have a minimal impact on surrounding land uses and as set out in Subsection A.2.9.3 are shown on Schedule "B" as Special Policy Area 11. Generally, LIGHT INDUSTRIAL uses will be encouraged to concentrate in a designed community-like precinct such as the East Mountain Industrial Park.
- 2.3.14 The primary uses permitted in this category may include, but not be limited to: warehousing; light manufacturing and assembly; laboratories and research facilities, communication facilities and printing and publishing plants.
- 2.3.15 In addition to the ancillary uses that may be permitted in INDUSTRIAL areas as set out in Policy 2.3.1, clubs or establishments catering to leisure activities may be permitted in the LIGHT INDUSTRIAL category.
- 2.3.16 All new developments in the LIGHT INDUSTRIAL category will be subject to development control as provided for by The Planning Act.
- 2.3.17 Council will encourage all new developments in LIGHT INDUSTRIAL precincts to adhere to good architectural quality in building design.
- 2.3.18 Council will ensure that non-Industrial land uses abutting LIGHT INDUSTRIAL precincts are protected from any adverse impacts through the provision of adequate separation, screening, barriers, fencing and landscaping or other like measures.
- 2.3.19 Notwithstanding the ancillary uses permitted within Industrial areas as set out in Policy 2.3.1 above, in the LIGHT INDUSTRIAL precinct known as the East Mountain Industrial Park, business enterprises such as banks, restaurants, etc. intended to directly serve industries and their personnel will be limited to the areas designated Commercial on Schedule "A". In addition, the following special provisions will apply:

- i) The commercial functions permitted in the PARC will not include highway-oriented land uses;
 - ii) Industrial buildings or processes will not be permitted within ninety (90) metres of any structure on properties used solely for Residential purposes within the Industrial land use designation; and
 - iii) Cemeteries existing in 1970 will be permitted to remain in perpetuity.
- 2.3.20 Prior to the development of a new LIGHT INDUSTRIAL precinct, Council will require that a detailed planning investigation be undertaken to determine the most appropriate land use pattern and design guidelines in order that the development potentials of the area may be fully realized. Accordingly, a Secondary Plan will be required, subject to the policies of Subsection D.2 and, if warranted, an amendment to this Plan.
- 2.3.21 LIGHT INDUSTRIAL development may be permitted in areas abutting Residential uses, provided that:
- i) Adequate buffering is provided between the two uses by such means as adequate separations, landscaping, barriers and plantings;
 - ii) Appropriate development controls are utilized to minimize the impact that parking, storage, loading and lighting may have on adjoining land uses; and,
 - iii) The impacts of LIGHT INDUSTRIAL uses on the surrounding area in terms of traffic flows, building forms and relationships to neighbouring buildings or uses are acceptable.
- 2.3.22 In amending the Plan to permit a change in use from Residential to LIGHT INDUSTRIAL or LIGHT INDUSTRIAL to Residential in areas where a mix of Residential and Industrial is permissible in the short-term, Council will consider the following in the preparation of appropriate by-laws:

- i) Recommendations of any future residential enclave studies;
- ii) The advisability of retaining existing buildings or uses in terms of their architectural or historical merit, or employment opportunities;
- iii) The extent to which a change in use would adversely affect the continued compatibility of neighbouring uses; and,
- iv) The provisions of appropriate Provincial legislation either governing the issuance of Certificates of Approval for LIGHT INDUSTRIAL uses, or in any other manner regulating the standards of LIGHT INDUSTRIAL performance.

GENERAL PROVISIONS

- 2.3.23 New INDUSTRIAL uses may be permitted in areas designated INDUSTRIAL, provided that the proposed uses comply with all Provincial standards with respect to the emission of sounds and vibrations, permissible concentrations of air contaminants such as dust, smoke, fumes, odours and other particulates, water quality control and waste control, including the quality of discharge and run-off.
- 2.3.24 Development Control may be applied to any INDUSTRIAL development, However, it will be required for all INDUSTRIAL developments abutting lands designated Open Space and Hazard Lands, in addition to all LIGHT INDUSTRIAL developments.
- 2.3.25 Adequate vehicular access, off-street parking and loading facilities will be required in clearly-defined areas for all development and redevelopment within the INDUSTRIAL designation, subject to the appropriate policies of Subsection B.3.
- 2.3.26 INDUSTRIAL uses that are proposed to be developed adjacent to existing INDUSTRIAL uses will be encouraged to integrate the design and dimensions of structures, parking areas and access points with those of the adjacent uses.
- 2.3.27 Traffic generated by INDUSTRIAL uses will be prohibited from penetrating designated Residential area.
- 2.3.28 Signs in INDUSTRIAL areas will be regulated by appropriate by-laws in order to avoid conflicts with effective traffic control and the general amenity of the area.
- 2.3.29 In order to enhance the viability of INDUSTRIAL area, Council, where feasible and deemed appropriate, may encourage and assist the appropriate authorities to establish and/or maintain the accessibility of INDUSTRIAL areas through the provision of highways, arterial roads, rail, and public transit services.
- 2.3.30 Council will encourage the Region to promote INDUSTRIAL areas in the City.

- 2.3.31 Council may encourage and, where feasible, assist in the relocation of uses not permitted in areas designated for INDUSTRY and in the relocation of existing industries located outside of INDUSTRIAL-designated areas into such areas.
- 2.3.32 Council may encourage, and where feasible, assist in programs for the improvement of the appearance and amenity of INDUSTRIAL areas.
- 2.3.33 Where existing INDUSTRIAL and Residential uses are located in close proximity to each other, Secondary Plans may be prepared, as set out in Subsection D.2, to identify potentially-viable Residential areas, INDUSTRIAL areas and areas where a mix of Residential and INDUSTRIAL uses may be tolerated in the short term. Council's long term planning objective will be for the removal of Residential uses from established INDUSTRIAL use areas.
- 2.3.34 Where existing INDUSTRIAL and Residential uses are located in close proximity to each other, new INDUSTRIAL buildings may be permitted if adequate separations between uses, buffering, barriers and special construction techniques are provided to minimize conflicts between the land uses to the satisfaction of Council.
- 2.3.35 In areas where it is recognized that an existing mix of Residential and INDUSTRIAL uses may be tolerated, Council will permit:
- i) Only those INDUSTRIAL extensions or enlargements that do not generate adverse environmental impacts or traffic congestion;
 - ii) Only those ancillary uses such as, but not limited to, retail uses that do not generate adverse environmental impacts or traffic congestion; and,
 - iii) Outdoor storage, open space and off-street parking.

2.3.36 Existing buildings containing a mix of INDUSTRIAL, Residential and/or Commercial uses may be recognized in the Zoning By-law, provided that Council is satisfied that:

- i) Employee and customer parking space for the INDUSTRIAL use is physically separated from such space provided for a Residential use;
- ii) Amenity spaces are provided exclusively for the Residential use which are physically separated from public areas associated with the non-Residential component;
- iii) Existing engineering services and school facilities are, or may feasibly be made to be adequate to serve any residents thereof; and
- iv) Impacts emanating from the INDUSTRIAL use which may detract from the amenity of the Residential and/or Commercial uses have been minimized.

2.3.37 Where practicable, Council will encourage the efficient use of INDUSTRIAL lands associated with the waterfront. In this regard, it is the intent of Council that any lands as may be created by landfill from Pier 17 to the western side of Pier 23 in Hamilton Harbour which are exempted from Ontario Regulation 118/70, excluding Windermere Basin, be utilized for INDUSTRIAL purposes.

SUBSECTION A.2.4

OPEN SPACE

It is the intent of this Plan to encourage a high-quality urban environment through the optimum use of natural resources. It is also the intention of this Plan to preserve and conserve scenic OPEN SPACE, ecologically-significant natural features, lands that may be endangered by various hazards, and other attributes of the natural landscape.

- 2.4.1 The primary uses permitted in the areas exceeding .4 hectare designated on Schedule "A" as OPEN SPACE will include developed or undeveloped parks of local or area-wide appeal; public or private recreation areas; pedestrian pathways; conservation uses, horticultural nurseries, forestry and wildlife management areas; and hazard lands which may pose a threat to life and property because of inherent physiographic characteristics (in accordance with the Hazard Lands provisions of Subsection A.3.1 of this Plan).
- 2.4.2 The following ancillary uses may be permitted in OPEN SPACE areas: limited Commercial uses which are ancillary to and support the primary OPEN SPACE use; and all other uses which, in the opinion of Council, complement and do not interfere with the primary intended use of the area.
- 2.4.3 OPEN SPACE will be acquired through land dedication or cash-in-lieu, as provided for in The Planning Act, by means of funds through the Five-Year Capital Budget, and as further set out in Subsection D.5.
- 2.4.4 Council will co-operate with the various Conservation Authorities to ensure the preservation and maintenance of Conservation Authority areas for wildlife management, as well as controlled educational and scientific purposes.
- 2.4.5 Where lands designated OPEN SPACE are in private ownership and application is made requesting a change in land use, due consideration will be given by Council to the most desirable use.

- 2.4.6 Council will discourage the dumping and/or filling of materials into water bodies which, due to the deleterious quality of materials, may impair the quality of the water.
- 2.4.7 Council will ensure that recreational-oriented development within areas designated as OPEN SPACE will be designed so as to complement the natural environment.
- 2.4.8 Where land designated OPEN SPACE is under private ownership, it is not intended that this land will necessarily remain so designated indefinitely, nor will this Plan be construed as implying that these areas are free and open to the general public or will be purchased by the Municipality or any other public agency.
- 2.4.9 In areas designated OPEN SPACE in the vicinity of Hamilton Harbour, Council, where feasible and desirable, will:
- i) Recognize recreation as a significant re-emerging use of the Harbour:
 - ii) Establish or acquire the western harbour for predominantly open space and recreation purposes;
 - iii) Ensure that establishment of marina facilities will be in areas with sufficient access, back-up space, proximity to suitable waters, and which requires a minimum of landfill;
 - iv) Co-operate with the Hamilton Harbour Commissioners, Hamilton and Halton Regional Conservation Authorities, Provincial Ministries, the City of Burlington and others, in their efforts to establish recreational facilities and a functional open space network and to establish the carrying capacity of the Harbour for additional marina facilities;
 - v) Acquire or establish access corridors and/or scenic linear easements to ensure public access to the Harbour; and,

- vi) Have regard for the provisions of Subsection A.2.5 (Open Water), in addition to the provisions of Special Policy Areas 2, 5 and 10, as set out in Subsection A.2.9.

SUBSECTION A.2.5

OPEN WATER

It is the intent of this Plan that existing water bodies within the City should be preserved in their natural state. These bodies, most significantly Cootes Paradise and Hamilton Harbour, perform and should continue to perform valuable aesthetic, ecologic and economic functions. Hence, limitations on filling and alteration are required to ensure the protection and maintenance of these waters.

- 2.5.1 The primary uses permitted in areas designated on Schedule "A" as OPEN WATER will be for shipping, navigation and boating. It is the policy of Council that these areas will remain covered by water and will not be filled, reclaimed or otherwise altered.

SUBSECTION A.2.6

MAJOR INSTITUTIONAL USES

It is the intent of this Plan to recognize existing MAJOR INSTITUTIONAL USES under the jurisdiction of a local board or public and private agencies as valuable community assets.

Recognizing the difficulty of predicating the advent of new MAJOR INSTITUTIONAL USES, no attempt is made in this Plan to identify the future location of these uses. However, to enhance their value to the community, general policy direction is provided to guide local boards, and public and private agencies in the location of new establishments when specific proposals come forth.

- 2.6.1 The primary uses permitted in the areas exceeding .4 hectare in size designated on Schedule "A" as MAJOR INSTITUTIONAL will consist of existing cultural facilities, health, welfare, educational, religious, and governmental activities and related uses.
- 2.6.2 MAJOR INSTITUTIONAL USES may be located in Residential Neighbourhoods and will be encouraged to locate where they will function as a focus for the neighbourhood and on sites adjacent to other Institutional Uses or a Neighbourhood Commercial use to permit the sharing of parking and other facilities in accordance with the following provisions:
 - i) Sufficient off-street parking and loading will be required with particular consideration for their on-site location, and appropriate buffer and landscape treatment to effectively screen the development from surrounding uses;
 - ii) The proposal is of a scale that will be compatible to and integrate with the character of established or approved development in the surrounding area; and,
 - iii) Adequate provision has been made for access by the physically disabled and senior citizens.
- 2.6.3 All MAJOR INSTITUTIONAL USES, except public and separate schools, will be permitted to locate in Commercial areas or may be permitted in an area

where a proven need has been identified and where, to the satisfaction of Council, the location and integration of such a use with established or proposed development is acceptable.

- 2.6.4 Notwithstanding the policies set out above, the development of any new MAJOR INSTITUTIONAL USE on a site of .4 hectare or greater will only be permitted by means of an amendment to this Plan and to the implementing Zoning By-law.

SUBSECTION A.2.7

UTILITY USES

It is the general intent of this Plan to ensure that UTILITY USES are developed in an orderly manner consistent with the present and future needs of the City. The planning, design and development of the UTILITY USES will complement the intent of policies for other land uses.

- 2.7.1 The primary uses permitted in the areas designated on Schedule "A" as UTILITIES will be for passenger terminals; freight handling facilities and related storage; railway, warehousing and parking areas; hydro transmission corridors; pipelines and natural gas lines; and major road facilities. Recognizing the difficulty of predicting the advent of new UTILITIES, only those facilities which are committed for development and/or are prioritized and where their location is known have been identified.
- 2.7.2 Notwithstanding the permitted uses in Policy 2.7.1 above, the following uses will be permitted on Piers 10 to 14 and Piers 25 to 27 inclusive: shipping terminals; marine freight; passenger handling facilities; related storage, vessel and barge docks; and marine-related industry or commerce that demonstrates operational need for proximity and access to the Harbour.
- 2.7.3 In accordance with the Regional Official Plan, Council will co-operate with the Region to ensure the provision of adequate access to all areas of the City and in this regard, will be further guided by the Circulation and Movement policies set out in Subsection B.3.
- 2.7.4 UTILITIES will be developed to carefully integrate with the general character of the surrounding uses through the provision of landscaping, screening and buffering, siting of structures, height control and any other measures as may be deemed to be appropriate by Council.

SUBSECTION A.2.8

CENTRAL POLICY AREA

In keeping with the intent of the Regional Official Plan, it is intended that the CENTRAL POLICY AREA function as the Regional Centre to serve the residents of Hamilton-Wentworth. Accordingly, it is the intent of the Plan that this unique AREA be promoted as a multi-use node with emphasis on the concentration of those uses of specialized and/or Region-wide appeal. To enhance the multi-use function of this AREA, the Plan promotes the creation of an attractive environment in which to live, work, do business, shop or visit. In so doing, the Plan identifies measures to achieve a desirable mix of land uses, a high order of amenity and design, the proper integration of a wide range of activities and the effective and safe movement of vehicles and pedestrians. It is further intended that these measures will be amplified and detailed through a Secondary Plan.

2.8.1 To promote the CENTRAL POLICY AREA as a multi-use node for both the City and the Region, a wide range of uses will be permitted where compatibility among adjacent uses can be achieved. The primary uses permitted in the CENTRAL POLICY AREA as shown on Schedule "A" will be for the following uses:

- i) Commercial uses such as, but not limited to, retail department stores; food, specialty and general merchandising establishments; personal services; head and branch offices and public administration offices; hotels; mixed commercial and residential uses; and in keeping with the Commercial policies set out in Subsection A.2.2 of this Plan;
- ii) Residential uses of various types, including but not limited to, single-family detached, semi-detached, row and apartment housing, and in keeping with the Residential policies set out primarily in Subsection A.2.9.3, as well as in Subsections A.2.1 and C.7.
- iii) Light Industrial uses such as warehousing, manufacturing, laboratories, research facilities, printing and communication facilities and related uses, in keeping with the Industrial policies set out in Subsection

A.2.3 of this Plan and subject to the accompanying policies contained hereafter on compatibility;

- iv) Open Space uses such as, but not limited to, parks, public or private recreational facilities, arena, stadia and pathways, and in keeping with the Open Space policies set out in Subsection A.2.4 of this Plan; and
- v) Major Institutional uses such as, but not limited to, cultural facilities, health, welfare, educational, religious and governmental activities and related uses, and in keeping with the Major Institutional policies set out in Subsection A.2.6 of this Plan.

2.8.2 The location of uses permitted within the CENTRAL POLICY AREA will be identified and detailed through the preparation of a Secondary Plan.

2.8.3 To strengthen the role of the CENTRAL POLICY AREA as the primary Commercial centre in the Region, it is intended that:

- i) The CENTRAL POLICY AREA will be the preferred location for major Commercial establishments in the Region;
- ii) Subject to the Commercial policies set out in Subsection A.2.2 of this Plan, Council will give preference to proposals for commercial development beyond the CENTRAL POLICY AREA which do not jeopardize the role of this AREA as the primary Commercial centre in the City and Region;
- iii) Major new retail and office uses will be promoted along King Street East in the vicinity of Catherine, Ferguson and Wellington Streets to create identifiable and varied Commercial concentrations; and,
- iv) Other new retail and office uses will be encouraged to locate within the existing Commercial areas along James Street North and South, and King Street East, and within Hess Village and Jackson Square, to enhance the established retail character of these areas.

- 2.8.4 To create employment opportunities within the CENTRAL POLICY AREA, and to utilize various sites and buildings suitable for Light Industrial use, while ensuring compatibility with adjacent uses, it is intended that:
- i) Council will, with the co-operation of the Region, establish parameters and/or performance standards to determine the compatibility of Industrial uses, having regard for but not be limited to, the following:
 - a) The intensity of the existing or proposed Industrial use;
 - b) Architectural and landscaping measures to ensure visual integration with adjacent uses;
 - c) Abatement measures to mitigate impacts that may be generated by the Industrial uses; and,
 - d) Accessibility to the site, parking, loading and traffic generated by the use;
 - ii) Where Council is satisfied that an Industrial use is compatible, the use will be recognized accordingly by the implementing Zoning By-law;
 - iii) Council will, with the co-operation of the Region, determine appropriate measures to attract suitable Industrial uses in the CENTRAL POLICY AREA; and,
 - iv) Those Industrial uses which, by operation and/or site utilization, conflict with or disturb the surrounding uses will be encouraged to relocate to more appropriate locations.
- 2.8.5 Council will promote the development and/or expansion of Open Spaces and recreation facilities which complement surrounding development to create a more attractive environment within the CENTRAL POLICY AREA. Council will give preference to the provisions of such amenities in those areas where deficiencies have been identified through the preparation of a detailed Secondary Plan.

2.8.6 To enhance the role of the CENTRAL POLICY AREA as a focus for Major Institutional and cultural facilities, Council will co-operate with and encourage the appropriate operating agencies to:

- i) Locate new Major Institutional uses on sites adjacent to existing Major Institutional or Commercial uses where it is feasible to achieve the sharing of common facilities such as, but not limited to, parking;
- ii) Locate, promote and/or expand tourist facilities within the CENTRAL POLICY AREA; and,
- iii) Establish, maintain and/or expand such service facilities as, but not limited to, day-care or health centres to serve both the resident and employment populations.

2.8.7 To facilitate the function of and the primary permitted uses in the CENTRAL POLICY AREA, Council will investigate to determine the most effective means of accommodating pedestrian and vehicular circulation and general accessibility to and within the AREA. In this regard, Council may give preference to pedestrian movement over vehicular circulation in specific areas. Accordingly, the investigation will consider, but not be limited to, the following:

- i) The segregation of vehicular and pedestrian traffic by such means as grade separation of pedestrian and vehicular traffic along and across major roads;
- ii) The feasibility of creating pedestrian malls and a network of walkways between and within Commercial areas or concentrations;
- iii) Appropriate public transit routing and the integration of conventional and innovative transit facilities;
- iv) The appropriate location of a terminus for local and inter-city transit service, which is properly integrated with major land uses in the AREA;

- v) The re-routing of local and through-traffic including a facility to redirect truck traffic oriented to the bayfront Industrial area;
- vi) The designation of truck routes;
- vii) The provision and location of appropriate parking facilities;
- viii) The extension of truck loading facilities below grade, and the sharing of common loading facilities for various adjacent developments where loading at street level can be eliminated or limited; and,
- ix) The operating hours of public and private enterprises in the CENTRAL POLICY AREA.

2.8.8 To encourage the use of public transit and reduce the potential use of private automobiles in the CENTRAL POLICY AREA, Council may discourage the use of public PARKING facilities for long-term commuter PARKING in the AREA.

2.8.9 It is the intent of Council that the character and function of the CENTRAL POLICY AREA be enhanced. Specifically, Council will:

- i) Promote, where feasible, innovative building and layout, as well as the rehabilitation and preservation of buildings and areas of historic and/or architectural merit;
- ii) Establish building envelopes consisting of setback, height and light angles adequate to ensure acceptable shadow cast to, and light access for, adjacent properties;
- iii) Investigate and adopt measures to regulate building heights and/or institute any other appropriate measure to preserve views of the Escarpment from the CENTRAL POLICY AREA;
- iv) Promote and co-operate with individual property owners to undertake improvements in conjunction with the Property and Maintenance provisions as set out in Subsection C.5 of this Plan, with specific attention to improve-

ments to the rear yards of individual properties, especially loading bays, garbage storage, general clean-up and, where required, fencing; and improvements to the store fronts, with attention to the compatibility of signs;

- v) Encourage proponents of development or re-development, including the infilling of vacant lots, to ensure sensitive integration of the proposal with the scale and character of adjacent structures. Accordingly, Council will encourage the compatibility of building height, setback, material and building lines with adjacent structures.
- vi) Endeavour to improve the streetscape in the CENTRAL POLICY AREA and accordingly, will consider such actions as, but not limited to, the following:
 - a) Improvements to pedestrian and street lighting;
 - b) Provision and maintenance of street furniture, rest areas, kiosks, information booths, landscaping and tree planting; and,
 - c) Regulation of signage.

SUBSECTION A.2.9

SPECIAL POLICY AREAS

For a number of reasons, additional policies are required beyond, and in some cases, notwithstanding those articulated throughout Section "A" of the Plan. For example, it is necessary to recognize the paramountcy of Provincial policies affecting the Niagara Escarpment and the Parkway Belt West. In certain locations, notwithstanding the indicated land use designations and associated policies, various concerns of Council will be reflected through additional policy statements having only limited application within the City of Hamilton. All such SPECIAL POLICY AREAS are indicated on Schedule "B".

SUBSECTION A.2.9.1

NIAGARA ESCARPMENT

It is the intent of this Plan to protect and preserve the valuable attributes of the NIAGARA ESCARPMENT throughout the City, and to recognize the potential of so doing through the actions of the NIAGARA ESCARPMENT Commission and to conform with the policies of the NIAGARA ESCARPMENT Plan.

2.9.1.1 The lands shown on Schedule "B" as SPECIAL POLICY AREA 1 lie within the recommended NIAGARA ESCARPMENT Planning Area. To implement the proposed Plan for the NIAGARA ESCARPMENT, SPECIAL POLICY AREA 1 is subdivided as shown on Schedule "B" into Areas 'la' and 'lb' for which the following provisions will apply:

- i) It is intended that Area 'la' be maintained undisturbed in a natural setting primarily for compatible recreation and conservation activities. Accordingly, the permitted uses will include existing uses; recreation relating to trail activities, nature appreciation and parks; forest and wildlife management; archeological activities; essential transportation and utility facilities; and accessory facilities necessary to support the permitted uses and site modifications required to accommodate them; and,
- ii) It is intended that development in Area 'lb' will have a minimal impact on the adjacent ESCARPMENT (Area 'la'). Accordingly, the nature of development, as defined in Schedule "A" for this Area will be at a density, scale and height which is compatible with the ESCARPMENT.

2.9.1.2 It is intended that development within Area 'lb' will be subject to Development Control. In the interim, the issuance of development permits from the NIAGARA ESCARPMENT Commission will be required until that time when the City is delegated this responsibility.

- 2.9.1.3 Council will co-operate with the NIAGARA ESCARPMENT Commission in the production of guide plans and/or management programs for the ESCARPMENT to preserve, improve and stabilize its amenities.
- 2.9.1.4 Council will not support non-essential developments which will detract from the unique visual and scenic qualities of the brow face or base of the ESCARPMENT or lands in the immediate vicinity.
- 2.9.1.5 Council may investigate and support the provision of walkways along and across the ESCARPMENT in order to permit pedestrian access between the lower and upper City.
- 2.9.1.6 Council will encourage the responsible Authorities to undertake appropriate measures to preserve the integrity of the remaining natural areas of the ESCARPMENT.

SUBSECTION A.2.9.2

PARKWAY BELT WEST

It is the intent of this Plan to protect, preserve and otherwise conform to Provincial policy for those lands within the PARKWAY BELT WEST.

- 2.9.2.1 Those lands shown on Schedule "B" as SPECIAL POLICY AREA 2 lie within the PARKWAY BELT WEST established by Ontario Regulation 472/73 as amended, and are subject to the PARKWAY BELT WEST Plan approved by Order-in-Council 2188/78.
- 2.9.2.2 To conform to the provisions of the PARKWAY BELT WEST Plan, it is the intent of this Plan that the Open Space and Open Water designations and related policies be utilized as indicated on Schedule "A". In addition, parts of the PARKWAY BELT WEST lie within the Hazard Lands shown on Schedule "C" and Environmentally Sensitive Areas shown on Schedule "D". In case of any discrepancy between the PARKWAY BELT WEST Plan and the remainder of this Plan, the provisions of the PARKWAY BELT WEST Plan will prevail.
- 2.9.2.3 It is the intent of Council that complementary policies be provided in this Plan related to the Open Waters of Cootes Paradise and Hamilton Harbour to supplement the PARKWAY BELT WEST Plan.
- 2.9.2.4 Council will encourage and co-operate with the appropriate Authorities in the production and implementation of plans and/or programs to preserve, improve and stabilize the attributes of lands within this SPECIAL POLICY AREA.

SUBSECTION A.2.9.3

OTHER POLICY AREAS

Due to specific circumstances affecting certain areas throughout the City, it is deemed appropriate that more detailed policy guidance be provided for these cases above and beyond, or notwithstanding, the other land use provisions of this Plan. It is thus the intent of Council to identify SPECIAL POLICY AREAS as indicated on Schedule "B", and to apply appropriate policies to these AREAS to recognize and accommodate these circumstances.

2.9.3.1 The future viability and health of the Central Policy Area will be largely dependent on the quality and suitability of Residential opportunities in close proximity to the downtown. Accordingly, the following policies to promote and protect housing within the area shown as SPECIAL POLICY AREA 3 on Schedule "B" will apply in addition to all the Residential policies of Subsections A.2.1 and C.7:

- i) It is the intent of Council to strengthen the Residential function of this AREA to complement the multi-use nature of the Central Policy Area, to foster a wider choice in housing opportunities for all residents of the City, and to increase the resident population;
- ii) Further to the above, a wide variety of densities, unit sizes, building styles, incomes and household groups will be accommodated. Housing suitable for families, the physically disabled and senior citizens will be particularly encouraged;
- iii) While it is the intent of this Plan that Residential uses may be permitted in proximity to other land uses, no Residential development or redevelopment will be permitted where such proximity will result in noxious impacts on, or loss of amenity to, the Residential use;

- iv) Council will encourage the relocation of non-Residential uses from predominantly stable Residential areas where the impacts of such use(s) cannot be effectively mitigated by means of, but not limited to, landscaping and buffering, building orientation and alterations to traffic flows;
- v) To create an attractive living environment close to downtown, Council will encourage the appropriate provision, location, scale and design of community and neighbourhood facilities, parks, health services, schools, day-care and related uses to satisfy present and anticipated future requirements;
- vi) It is intended that Residential development or redevelopment be at a scale, density and bulk compatible with the established character of the surrounding uses;
- vii) Council will require, when considering a proposed high-density Residential development or redevelopment in this AREA, the provision of the maximum useable open space on-site;
- viii) Council will encourage high-density Residential developments or redevelopments which utilize innovative design alternatives to the "high-rise" apartment structure, while maintaining desirable standards for bulk, setbacks and landscaping;
- ix) Council will encourage mixed Commercial/Residential developments or redevelopments within this AREA, subject to the General Provisions of Subsection A.2.2;
- x) It is the intent of Council to encourage property owners to rehabilitate deteriorating housing, where feasible, through the available provincial and federal assistance programs;

- xi) To ensure protection of the Residential amenity and living environment, Council will endeavour to reroute through traffic away from Residential areas. Any efforts in this regard will be made in conjunction with any related traffic system investigations for the Central Policy Area; and,
- xii) Priority should be given to providing a network of parks and pathways throughout this AREA and linking with the Central Policy Area, to give pedestrians and cyclists a convenient way to move about.

2.9.3.2 The Windermere Basin, which is indicated on Schedule "A" and is shown as SPECIAL POLICY AREA 4 on Schedule "B", is established as an area subject to detailed special study by the appropriate agencies and water-lot owners concerned in order to determine the most appropriate use of the Basin in the Official Plan. Council will, upon review of the findings and recommendations of such studies as may be carried out, consider an appropriate designation and initiate an amendment to this Plan.

2.9.3.3 The following policies will apply within the area shown on Schedule "B" as SPECIAL POLICY AREA 5:

- i) In addition to the permitted uses for Open Space as set out in Subsection A.2.4, for those lands within SPECIAL POLICY AREA 5, the following water-oriented uses will be permitted and encouraged: marinas; related clubhouses; maintenance repair and storage facilities; commercial uses such as, but not limited to, seafood restaurants, cafes; selected goods shops or other small-scale Commercial uses that serve to architecturally enhance, and encourage public attraction to, the waterfront area.
- ii) Council may require from a developer who proposes development, in whole or part of the AREA, the submission of a Design Plan for the entire SPECIAL POLICY AREA which incorporates the uses permitted above. In addition, the said Design Plan will:

- a) Incorporate public space as an integral and major element in the overall layout of the AREA;
 - b) Provide for a clearly articulated vehicular movement system;
 - c) Provide for a continuous pedestrian circulation system which will link the various uses within and, where feasible, provide public access to the shoreline;
 - d) Incorporate and protect the various natural features of the AREA; and,
 - e) Maximize the privacy of residents in adjacent areas.
- iii) Where a Design Plan is required, Council will also require the developer to prepare and submit a Development Report which will indicate:
- a) The reasoning behind the proposal;
 - b) The way in which the proponent's lands will be developed, and how other lands in the AREA may be developed; and,
 - c) Any other details that may be required to show that the proposal is feasible and desirable.
- iv) The developer will be required to submit a Site Plan of the specific development proposed which will indicate the height, bulk and shape of structures, and open spaces on-site; the alignment of vehicular and pedestrian pathway circulation systems; and any landscaping treatment that may be required to enhance the general appearance of the development;
- v) Council will regulate building heights within this AREA as may be necessary to protect existing views of Hamilton Harbour from adjacent residential properties;

vi) The Design Plan for the AREA required in clause ii) above will be adopted by Council only after consultation with area property owners and may be revised from time to time if a development is proposed which does not comply with the latest Design Plan adopted, but is otherwise deemed satisfactory by Council after consultation with area property owners.

vii) The Site Plan for the AREA identified in clause iv) above will be adopted by Council pursuant to the Planning Act only after a Design Plan has been adopted by Council pursuant to clause ii) above, and said Site Plan is deemed to conform with the Design Plan of the AREA.

2.9.3.4 Within SPECIAL POLICY AREA 6 indicated on Schedule "B", the development of a Retirement Village-Nursing Home Complex will be permitted within the Stage III development area, notwithstanding the policies of Subsection B.1. Local Commercial facilities to primarily serve the needs of the Retirement Village residents will also be permitted to a maximum area of .8 hectare, notwithstanding Policy A.2.1.3.

2.9.3.5 Any multi-family Residential development considered for approval on the south side of Cumberland Avenue west of Gage Avenue, indicated on Schedule "B" as SPECIAL POLICY AREA 7, will be required to be protected from the adverse impacts emanating from nearby Industry, in addition to the provisions of A.2.3 (General Provisions) by such measures as:

- i) The provision of sealed windows throughout;
- ii) The inclusion of sound attenuating design techniques and materials; and,
- iii) The provision of air intakes below the 27-metre level in any building on the subject lands.

2.9.3.6 Within SPECIAL POLICY AREA 8 indicated on Schedule "B", where dwellings are permitted to front on Wentworth Street, or are adjacent to Industrially-designated lands, with the exception of Light Industrial uses, the following measures will be required to minimize the existing or potential impacts emanating from Industries or traffic:

- i) The use of sound attenuating construction techniques and materials;
- ii) The orientation of habitable rooms away from the source of the impacts;
- iii) The joining of dwelling units in a manner which best attenuates noise intrusion into the interior of the SPECIAL POLICY AREA; and,
- iv) The inclusion of air conditioning to avoid window openings and penetration of noise and polluted air.

2.9.3.7 Notwithstanding the permitted uses set out in Sub-section A.2.3, for those lands within the area shown on Schedule "B" as SPECIAL POLICY AREA 9, the following policies will apply:

- i) No Industrial buildings or processes, but not including automobile parking associated with adjacent Industrial uses, will be permitted within sixty (60) metres of any lands zoned for Residential purposes in the Zoning By-law; and,
- ii) Council may require, as a condition of approval for any Industrial development, the provision of a minimum 15-metre-wide bermed and landscaped strip of adequate height and nature to protect adjacent Residential uses from impacts emanating from the Industrial use.

2.9.3.8 Council will initiate a study of SPECIAL POLICY AREA 10 as shown on Schedule "B" in conjunction with the Region and the Conservation Authority to formulate a master plan of the AREA for water-oriented and open space recreational uses. The proposed study and master plan will consider, but not be limited to, the following:

- i) The deployment of properties acquired to date through the on-going acquisition program;
- ii) The continued acquisition of properties;
- iii) The identification of and deployment of recreation facilities;
- iv) The location of public access points to the lakeshore;
- v) The circulation pattern within the AREA, as well as general access from the City and Region; and,
- vi) The appropriate shoreline protection measures as may be prescribed by the Ministries of Natural Resources and Environment to mitigate flooding, erosion and pollution.

2.9.3.9 In keeping with the provisions of Subsection A.2.3, for those lands shown on Schedule "B" as SPECIAL POLICY AREA 11, Light Industrial uses will be permitted. Accordingly, all appropriate policy provisions in this Plan dealing with the Light Industrial land use category will apply. Notwithstanding, for those lands which are adjacent to Special Policy Area 8, limited expansion to existing dwellings will be permitted without Committee of Adjustment approval

SUBSECTION A.3.1-

HAZARD LANDS

It is the intent of the policies of this Plan that those lands which may pose a threat to life and property because of inherent physiographic characteristics such as erosion or flood susceptibility will be deemed to be HAZARD LANDS.

For the most part, these lands fall within the 'flood-lines' of the Red Hill, Stoney, Chedoke and Ancaster Creeks, their tributary watercourses, in addition to the lands within the 'fill and construction limits' of the Niagara Escarpment and Cootes Paradise.

It is intended that all HAZARD LANDS will be preserved and that uses or activities which could be adversely affected by, or could increase, the inherent hazards will be prohibited in and adjacent to them.

3.1.1 Certain areas within the City of Hamilton which form a part of the Open Space designation on Schedule "A" are recognized as having inherent environmental hazards such as flood and erosion susceptibility. These areas are only schematically shown as HAZARD LANDS on Schedule "C" to this Plan. Accordingly, it is intended that a proponent for redevelopment or development purposes abutting on, or within HAZARD LANDS, make reference to the "flood"-and "fill-line" mapping approved by the appropriate Conservation Authority for precise delineation.

3.1.2 The general intent of this Plan is that there should be no encroachment of development or major landscape alterations of these HAZARD LANDS and accordingly, the following policies will apply:

- i) No buildings, structures or fill will be permitted in these areas, except where buildings and structures are intended for floor or erosion control, or are normally associated with the flood plain or landscape stabilization, or are required essential utilities, and are approved by Council, the Region and the Conservation Authority having jurisdiction. Further, no placing or removal of fill of any kind whether originating on the site or elsewhere, will be permitted in these areas unless such is approved by Council and the Conservation Authority having jurisdiction.

- ii) Whenever any flood control or other remedial works are undertaken which result in changes to the area of land subject to hazardous conditions, Council may consider amendment to this Plan for redesignation, if deemed to be necessary;
- iii) Where new development is proposed on a site, part of which lies within the HAZARD LANDS shown on Schedule "C", the provision of Subsection D.5 regarding Parkland dedication will apply;
- iv) No portion of a building, structure or tile field will encroach into a setback from a stream, natural watercourse or pond, or from valley "fill lines" or "top-of-bank" lines as pre-determined by the Conservation Authority having jurisdiction;
- v) HAZARD LANDS will be zoned in a separate classification in the implementing Zoning By-law; and,
- vi) Notwithstanding the Non-Complying Uses policies as set out in Subsection A.3.3 of this Plan, Council and the Committee of Adjustment will discourage the expansion of existing Non-Complying Uses within HAZARD LANDS.

3.1.3 Notwithstanding the foregoing, any amendment for redesignation of HAZARD LANDS as shown on Schedule "C" for other purposes may be considered by Council after taking into account:

- i) The existing environmental hazards;
- ii) The potential impacts of these hazards;
- iii) The proposed methods by which these impacts may be mitigated in a manner consistent with accepted engineering techniques and resource management practices;

- iv) The costs and benefits in monetary, social and biological value in terms of any engineering works and/or resource management practices needed to overcome these impacts; and,
- v) The Parkway Belt West Plan, where applicable.

SUBSECTION A.3.2

ENVIRONMENTALLY SENSITIVE AREAS

It is the intent of the policies of this Plan that those areas which are ecologically significant will be deemed ENVIRONMENTALLY SENSITIVE AREAS. It is intended that ENVIRONMENTALLY SENSITIVE AREAS be preserved in their natural state; however, limited development may be permissible, subject to assessment of impacts and sensitive design measures to retain the natural attributes of the area.

- 3.2.1. Notwithstanding the land use designations shown on Schedule "A" and the accompanying policies, those lands identified on Schedule "D" as ENVIRONMENTALLY SENSITIVE AREAS will be preserved in a natural or undisturbed state. Accordingly, the primary uses permitted will be for open spaces, undeveloped parks, public or private recreational uses, conservation uses and those uses existing at the time of the approval by the Zoning By-law implementing this Plan.
- 3.2.2 In recognition of the Regional Official Plan, Council will advise the Region when proposals are received for a change in the legal use of land or buildings through amendments to the Official Plan or Zoning By-law, or for an increase in intensity of an existing legal use by land severances, subdivision or variance affecting any ENVIRONMENTALLY SENSITIVE AREA.
- 3.2.3 Where development or redevelopment is proposed on lands designated ENVIRONMENTALLY SENSITIVE AREAS, Council may consider an application for an amendment to the implementing Zoning By-law providing that the proposed use is compatible with the protection of the ENVIRONMENTALLY SENSITIVE AREA and the Parkway Belt West Plan, where applicable. For this purpose, Council may further require of the proponent that a Feasibility Study and Impact Analysis be undertaken by a qualified professional with expertise in environmental studies, and that this Study and Analysis contain the following:
 - i) A statement as to the environmental quality, uniqueness and character of the ENVIRONMENTALLY SENSITIVE AREA in which the proposed undertaking will occur;
 - ii) A description of the purpose of the undertaking; and,

iii) A description of:

- a) The environment that will, or that might be expected to be affected, directly or indirectly;
- b) The effects that will, or might be expected, on the environment; and,
- c) The actions that will, or that might be required to prevent, change, mitigate or remedy the effects upon, or the effects that might reasonably be expected upon the environment by the undertaking.

- 3.2.4 Council will provide the appropriate public authorities with an opportunity to review and make recommendations on the acceptability of the Feasibility Study and Impact Analysis for an ENVIRONMENTALLY SENSITIVE AREA.
- 3.2.5 When an Environmental Assessment of a proposal is carried out under the Ontario Environmental Assessment Act, that Assessment will be considered as fulfilling the Feasibility Study and Impact Analysis requirements of this Plan.
- 3.2.6 Prior to granting any amendment specified in Policy 3.2.3 above, Council may consider entering into an agreement with the property owner to preserve all or part of the ENVIRONMENTALLY SENSITIVE AREA in a natural or undisturbed state.
- 3.2.7 Land abutting ENVIRONMENTALLY SENSITIVE AREAS will be developed in a manner to protect and complement the adjacent hazard and/or natural attributes.

SUBSECTION A.3.3

NON-COMPLYING USES

The land use policies of this Plan and the designations detailed on Schedule "A" represent a strategy which will be followed over the next two decades. However, it is recognized that there exist in the City some land uses that do not presently comply with the strategy set out in this Plan and that this situation is likely to persist for some time. As well, many of these uses have been established for a considerable number of years and frequently, a large degree of tolerance has resulted between them and their neighbours. While a sound planning program would not deliberately seek to foster a mix of land uses that would be detrimental to each other, it must be recognized that situations exist that can be tolerated in the interim without adverse results.

The Plan, therefore, while endeavouring to achieve a high degree of land use compatibility for new development, intends that there be a degree of leeway in land use for existing areas where time and custom has achieved an acceptable level of tolerance. Nevertheless, there are still some existing uses that not only do not comply, but are also incompatible, for which specific policy remedy is required.

3.3.1 It is the intent of Council that any existing land use which does not comply with the land use designations shown on Schedule "A" or their related policies should cease to exist over time. Accordingly, such uses will be deemed to be NON-COMPLYING and will be, or remain, zoned for the intended use so that the affected lands may convert to the use intended by this Plan.

3.3.2 In certain instances, Council may deem it to be desirable to permit the extension beyond the boundaries of the site, or redevelopment, of a NON-COMPLYING use to avoid unnecessary hardship. Such proposed extension or enlargement will be dealt with in the following manner:

- i) Council will determine the feasibility of acquiring and of holding, selling, leasing or redeveloping the property concerned in accordance with the provisions of The Planning Act. Council will further examine the merits and potential for the relocation of the use to an area in compliance with this Plan;

- ii) If acquisition by the City is not feasible, Council may encourage the Region to consider acquisition. Where no municipal acquisition is possible and/or the special merits of the individual case make it desirable to grant permission for the extension or redevelopment of the NON-COMPLYING use, Council may consider the passing of an enabling Zoning By-law pursuant to The Planning Act; and,
- iii) Council, before passing such a By-law, will be satisfied that the following requirements are, or will be, fulfilled to ensure the protection of the wider interests of the general public:
 - a) That the proposed extension or enlargement of the established NON-COMPLYING use will not unduly aggravate the situation created by the existence of the uses, especially in regard to the land use designation of this Plan and the requirements of the Zoning By-law applying to the area;
 - b) That the proposed extension or enlargement will be in an appropriate proportion to the size of the NON-COMPLYING use established prior to the passing of the original Zoning By-law;
 - c) That an application, which would affect the boundary between areas of different land use designations in this Plan, will only be processed under these policies, if it can be considered as a minor adjustment. Major intrusions will require an amendment to this Plan;
 - d) The characteristics of the existing NON-COMPLYING use and the proposed extension or enlargement will be examined with regard to noise, vibrations, fumes, smoke, dust, odours, lighting and traffic generation. No amendment to the By-law will be made if one or more of such nuisance factors will be created or increased so as to add essentially to the incompatibility of the use with the surrounding area;

- e) That the neighbouring complying uses will be protected, where necessary, by the provision of areas for landscaping, buffering or screening; appropriate setbacks for buildings and structures; devices and measures to reduce nuisances; and, where necessary, by regulations for alleviating adverse effects caused by outside storage, lighting, advertising, signs, etc.
- f) Such provisions and regulations will be applied to the proposed extension or enlargement and, wherever feasible, be also extended to the established use in order to improve its compatibility with the neighbourhood;
- g) That traffic and parking conditions in the vicinity will not be adversely affected by the application and traffic hazards will be kept to a minimum by appropriate design of access and egress points to and from the site, and improvement of sight conditions, especially in proximity to intersections;
- h) That adequate provisions have been or will be made for off-street parking and loading facilities; and,
- i) That municipal services such as water, sanitary and storm sewers, roads, etc., are adequate, or can be made adequate.

3.3.3 Where an established NON-COMPLYING use seriously affects the general amenity of the surrounding area, consideration will be given to the possibility of ameliorating such conditions, especially when public health and welfare are directly affected.

3.3.4 Notwithstanding Policies 3.3.1 and 3.3.2 above, and Subsection D.3, where an existing use of land does not comply with the land use designations shown on Schedule "A" or their related policies, Council may recognize this use or other NON-COMPLYING use in the Zoning By-law, provided that:

- i) It does not aggravate any situation detrimental to adjacent complying uses;
- ii) It does not constitute a danger to surrounding uses and persons by virtue of a hazardous nature, the traffic generated, or other nuisance; and,
- iii) It does not interfere with desirable development in adjacent areas that are in conformity with this Plan.

SUBSECTION A.3.4

DIVISION OF LAND

It is the general intent of this Plan that the further division of land in the City will be primarily where the lots to be created are within a registered plan of subdivision approved by the Region.

3.4.1 In accordance with the intent of the Regional Official Plan, consents to sever individual parcels of land within the City will generally be discouraged and limited in accordance with the following provisions:

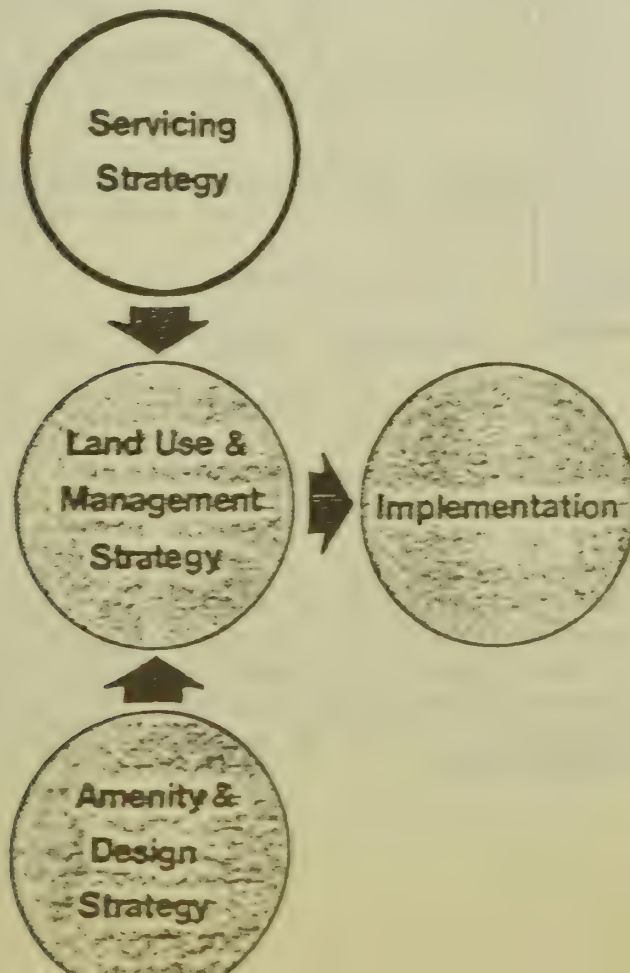
- i) Severances to create new lots where adequate municipal sewer and water services are not available will be prohibited, unless a hardship will be created;
- ii) Severances will be discouraged which do not comply with the Staging policies of Subsection B.1 and the severance policies of the Regional Official Plan; and,
- iii) Severances will be discouraged where such severance would make it difficult to assemble adequate parcels of land which would permit planned development.

Section B: Servicing Strategy

The Land Use and Management Strategy detailed in Section A of this Plan defines the nature and physical extent of growth anticipated to the year 2001. However, this STRATEGY is predicated on the efficient and economic deployment of necessary services to support the existing and proposed complement of land uses, and to ensure the safety, health and well-being of the residents of the City.

Accordingly, it is the intent of this Plan to detail a SERVICING STRATEGY to ensure that the responsible jurisdictions, public agencies and authorities co-ordinate the provision of appropriate levels of services to be commensurate with the rate and extent of anticipated growth. The STRATEGY identifies:

- requirements for the Staging of Development;
- provisions for the extension of Engineering Services;
- improvements to Circulation and Movement; and,
- provision for Utility Services.



SUBSECTION B.1

STAGING OF DEVELOPMENT

It is the intent of this Plan that new development in the undeveloped areas of the City be STAGED so as to provide for the orderly and economic extension of all municipal works and services. Since new development will normally be possible if piped municipal services are available, it is essential that the STAGING OF DEVELOPMENT will be concurrent with the staging of construction of municipal sewerage and water works services.

The actual time period for the various stages will depend to a large extent on the rate of population growth and financial capabilities of the City and/or Region to undertake the necessary expenditures. The sequence for the STAGING OF DEVELOPMENT is not intended as a rigid timetable within which development must occur. Rather, it is intended that economic and efficient use of services and community facilities will be made in each STAGE before proceeding with development in the next STAGE, dependent on the financial capacity of the City and/or Region to meet the public costs of permitting the next STAGE to develop.

1.1 The sequence of STAGING OF DEVELOPMENT in the undeveloped areas of the City will be:

- i) firstly, STAGE I;
 - ii) secondly, STAGE II; and,
 - iii) thirdly, STAGE III,
- as shown on Schedule "E".

1.2 It is the intent of Council that economic and efficient use will be made of municipal facilities in each STAGE before permitting development in the next STAGE. Development in each STAGE will also be consistent with the financial capacity of the City and/or Region to meet the public costs of permitting the next STAGE OF DEVELOPMENT.

- 1.3 It is the intent of Council that sixty percent (60%) of planned Residential development be registered in any serviced STAGE prior to permitting further Residential development to occur in any subsequent undeveloped STAGE.
- 1.4 In addition, Council will be satisfied that the program for the extension of Engineering Services is compatible with said extensions of development.
- 1.5 Notwithstanding Policy 1.3 above, Council may vary the specified percentage of planned development in light of special circumstances peculiar to a partially-developed neighbourhood or neighbourhoods within a particular STAGE.
- 1.6 Notwithstanding Policies 1.3 and 1.4 above, where there is considerable development which has already taken place without Engineering Services, Council may permit further infilling and rounding out of such development.

SUBSECTION B.2

ENGINEERING SERVICES

The intent of the policies set out in this Plan is to ensure that improvements to and the required complement of ENGINEERING SERVICES (Water Distribution, Sewage Disposal, Storm Drainage and Solid Waste Disposal) are commensurate with the requirements of anticipated growth in the City. Accordingly, it is intended that only those sectors of the City designated for growth by the Land Use Concept be provided with necessary Services.

SUBSECTION B.2.1

WATER DISTRIBUTION

It is intended that all existing and future development within the City will be effectively serviced by the WATER DISTRIBUTION System in order to mitigate or prevent environmental and health problems or other hardships. This Plan will also encourage that all existing development, in time, be connected to the System in order to mitigate potential adverse environmental effects from development currently not connected to the System.

- 2.1.1 In accordance with the intent of the Regional Official Plan, Council will encourage the Region to maintain and, where necessary, improve water supply in the City. New development and/or re-development will only be permitted where the water supply is deemed to be adequate by the Region.
- 2.1.2 No extension of the WATER DISTRIBUTION System will be made into undeveloped areas of the City, except where the Region is satisfied that a proven need exists. In this regard, Council will encourage the Region to ensure that the following conditions have been identified:
 - i) Existing or potential health hazards;
 - ii) Environmental degradation; and,
 - iii) Undue hardship imposed on residents as a result of inadequate water supplies.
- 2.1.3 Council will co-operate with the Region to ensure that the staging, construction or expansion of the WATER DISTRIBUTION System is carried out in conjunction with the Staging of Development policies outlined in Subsection B.1 of this Plan.
- 2.1.4 Council will encourage the Region to maintain and improve the WATER DISTRIBUTION System throughout the City. In so doing, additional storage capacity will be provided in reservoirs and sufficient water pressure maintained in the distribution system to adequately confront fire and other types of emergencies.

2.1.5 Notwithstanding Policy 2.1.2 above, where there is considerable development which has already taken place without connection to the WATER DISTRIBUTION System, Council may permit further infilling and rounding out such development, provided that they can be connected to the WATER DISTRIBUTION System when the System is extended to the area and that the following are met:

- i) The site proposed for development has adequate quality and quantity of ground water; and
- ii) The proposed development will not create potential health hazards to the area residents.

SUBSECTION B.2.2

SEWAGE DISPOSAL

It is intended that all new development or redevelopment within the City will be effectively serviced by the SEWAGE DISPOSAL System, and that improvements or extensions will be made to this System where necessary. It is recognized that growth in the City is subject to SEWAGE treatment capacities, and accordingly, the quality of effluent discharged into the environment. In this regard, the Plan will encourage the appropriate agencies to introduce adequate measures to provide for future improvements to the SEWAGE DISPOSAL System.

- 2.2.1 Council will, with the co-operation of the Region, require that all new development in the City be effectively serviced by the SEWAGE DISPOSAL System. In this regard, Council will encourage the appropriate agencies to ensure that necessary improvements to, or extension of, the SEWAGE DISPOSAL System, expansions to the capacity of the Woodward Avenue Sewage Treatment Plant, and the monitorings of effluents discharged are undertaken.
- 2.2.2 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region to investigate and implement methods for treating storm run-off and overflow from combined sewers in the City.
- 2.2.3 Council will co-operate with the Region to ensure that the staging, construction or expansion of the SEWAGE DISPOSAL System is carried out in conjunction with the Staging of Development policies outlined in Subsection B.1 of this Plan.
- 2.2.4 Notwithstanding Policy 2.2.1 above, where there is considerable development which has already taken place in an area without a SEWAGE DISPOSAL System, Council may permit further infilling and rounding out of such development on temporary individual sewage disposal systems approved by the Medical Officer of Health, provided that they can be connected to the SEWAGE DISPOSAL System when the System is extended to the area.

SUBSECTION B.2.3

STORM DRAINAGE

It is intended that adequate measures be required or undertaken to ensure that STORM water run-off within the City is safely and effectively managed. Accordingly, this Plan promotes the linkage of all new development to appropriate STORM DRAINAGE facilities to minimize any adverse effects created by development on the natural environment.

- 2.3.1 Council will require that all development and/or redevelopment be connected to and serviced by a STORM DRAINAGE System or other appropriate system such as ditches, 'zero run-off' and any other technique acceptable to Council and the Conservation Authorities. Council will ensure that the extension of the STORM Sewer System is at a sufficient capacity to support future anticipated growth in the City. In this regard, Council will co-operate with the appropriate Conservation Authorities in any flood management studies or engineering works that may be undertaken from time to time to improve or maintain the drainage capacity of natural watercourses flowing through the City.
- 2.3.2 Council will ensure that all STORM DRAINAGE facilities are constructed completely separate from Sanitary Sewer facilities and encourage, where feasible, the separation of existing combined systems when appropriate opportunities arise.
- 2.3.3 Council will not permit any new development or redevelopment where it would interfere with or reduce the drainage capacity of any natural watercourse or result in any pollution and drainage problems along watercourses and their tributaries.
- 2.3.4 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region and appropriate Provincial agencies in any study or program to investigate and implement suitable and economical methods of increasing water infiltration to the ground; of reducing residual urban STORM water run-off; and of watershed management.

SUBSECTION B.2.4

SOLID WASTE DISPOSAL

It is intended that the City co-operate with the Region to ensure effective SOLID WASTE DISPOSAL service for all land uses. Accordingly, it is intended that all land uses be served by a regularly-scheduled DISPOSAL service.

- 2.4.1 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region to provide a co-ordinated System for the collection and haulage of SOLID WASTE to Regional DISPOSAL facilities.
- 2.4.2 Council will encourage the Region to establish transfer facilities within Industrially designated areas well removed from Residential uses, and other WASTE DISPOSAL services, to efficiently serve the City in the most economical and environmentally-acceptable means available.
- 2.4.3 In accordance with the intent of the Regional Official Plan, Council will encourage and co-operate with the Region in developing a program for resource recovery and recycling of SOLID WASTE materials.
- 2.4.4 Council will co-operate with the Region to monitor the leachate seepage and methane gas conditions of all sanitary landfill sites in the City, and in so doing, take every measure to protect the surrounding area and prevent adverse environmental effects that may be associated with the sanitary landfill sites.
- 2.4.5 Council will co-operate with the Region, during the final stages of deposition of the sanitary landfill site on the East Mountain, to consider its potential use for recreational purposes. Accordingly, consideration will be given, but not limited to the contouring of the lands. This will be carried out in a manner that is environmentally-acceptable and subject to the approval of the Ministry of the Environment.

- 2.4.6 All uses in the City will be served by a regularly-scheduled SOLID WASTE collection through the municipal disposal service, or in the case of certain uses, through individually-contracted collection service.
- 2.4.7 Council will not permit the final disposal of SOLID WASTE within the City except at approved disposal facilities to protect the environment and the public health.
- 2.4.8 Council will encourage the Region to co-operate with senior levels of government to develop programs which may reduce the quantities of SOLID WASTE generated within the City.
- 2.4.9 Council will encourage the Region to utilize innovative SOLID WASTE Disposal Systems (e.g., SWARU) that recover and recycle SOLID WASTE.
- 2.4.10 Council may pass By-laws to require and control the location of waste storage areas and containers in Industrial and Commercial areas and to regulate the temporary storage of waste material on street boulevards.

SUBSECTION B.3

CIRCULATION AND MOVEMENT SYSTEM

The general intent of this Plan is to ensure the development and maintenance of an effective CIRCULATION AND MOVEMENT SYSTEM that will maximize accessibility in all parts of the City and reduce conflicts between pedestrian and vehicular circulation. The CIRCULATION AND MOVEMENT SYSTEM will consist of a Road Network, Public Transit, Parking, Pedestrian and Bicycle Circulation, and Rail, Marine and Air Services which will link the various land use designations in the Plan.

SUBSECTION B.3.1

ROAD NETWORK

It is the intent of this Plan that the ROAD NETWORK consisting of Regional and Municipal roads will accommodate anticipated future traffic volumes at a reasonably high level of service. Accordingly, this NETWORK is classified by function to identify and differentiate the various types of ROADS that are required for local and through-traffic. This will also facilitate the planning and implementation of ROAD improvements, operation and maintenance.

- 3.1.1 In accordance with the provisions of the Regional Official Plan, Council will integrate the planning of the ROAD NETWORK under its jurisdiction with the Regional Road System.
- 3.1.2 In accordance with the intent of the Regional Official Plan, the ROAD NETWORK will be composed of Inter-Regional Highways, Arterials (which are Regional Roads), Collectors and Local Roads. All Inter-Regional Highways and Arterials are shown on Schedule "F"; in addition, right-of-way requirements are identified for certain Arterials and other roads.
- 3.1.3 The planning and implementation of the ROAD NETWORK will be subject to the following functional road classifications:
 - i) INTER-REGIONAL HIGHWAYS provide strategic links in the ROAD NETWORK. Their primary function is to carry traffic into, through and out of the City and the Region. INTER-REGIONAL HIGHWAYS such as Queen Elizabeth Way, Highway 403, Centennial Parkway and Rymal Road will have full or partially-controlled access to abutting lands;
 - ii) ARTERIAL ROADS will function as strategic links in the overall ROAD NETWORK. These Regional ROADS will carry relatively large volumes of short and long-distance traffic in and through the City. ARTERIAL ROADS provide some access to abutting properties;

- iii) COLLECTOR ROADS will function as connecting road links between Arterial and Local Roads. They generally carry lower traffic volumes than Arterial Roads and may provide direct access to abutting properties; and,
- iv) LOCAL ROADS will provide direct access to abutting properties and carry traffic predominantly of local nature.

3.1.4

Where feasible, the planning and implementation of the ROAD NETWORK for each functional classification as described above will generally be based on certain standard right-of-way widths, current design practices, and in accordance with the Regional Official Plan. Notwithstanding the above, where existing roads in developed areas are designed at a lesser standard, consideration may be given for their improvement. The general road right-of-way widths will be based on the following standards and kept free of development:

- i) INTER-REGIONAL HIGHWAYS will have right-of-way widths and design standards adequate to accommodate long-distance traffic;
- ii) ARTERIAL ROAD right-of-way widths will be 60 metres when there is complete control of access to abutting land use, and 26 to 36 metres in areas where there is only partial or no control of access to abutting land use;
- iii) COLLECTOR ROAD right-of-way widths will range from 20 to 26 metres; and,
- iv) LOCAL ROAD right-of-way widths will be up to 20 metres.

3.1.5

No development and/or redevelopment will be permitted which does not front on a public ROAD of an acceptable standard of construction. Further, Council will require as a condition of approval that sufficient lands are conveyed to provide for a Road right-of-way in accordance with the designated widths as set out in Policy 3.1.4 above. Accordingly, Council may protect the specified right-of-way widths through the adoption of appropriate by-laws.

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3.1.6 In accordance with the intent of the Regional Official Plan, where a significant portion of development has taken place along a Major Road and the Road rights-of-way are not specified on Schedule "F", Council will require special studies to be undertaken to determine a practical right-of-way along such Roads to serve traffic requirements while minimizing the negative impacts on development. Accordingly, the exact rights-of-way to be protected for such Roads will be specified by Council after these studies are completed by way of an amendment to this Plan.

3.1.7 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region to protect lands for purposes of future controlled access interchanges to the proposed east-west transportation facility in the vicinity of:

- i) Upper Horning Road;
- ii) Garth Street;
- iii) Upper James Street;
- iv) Upper Wentworth Street;
- v) Upper Gage; and,
- vi) The northern extension of Dartnall Road.

The exact boundaries of the lands required for these interchanges will be determined through detailed study and will be designated in Secondary Plans.

3.1.8 In addition to Policy 3.1.9 below, Council will, where deemed necessary and with the co-operation of the Region, initiate construction and maintenance programs to improve the safety and operation of the ROAD NETWORK.

3.1.9 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region to improve and overcome deficiencies on Arterial Roads by providing for the possible future location or the improvement of the following:

- i) A new road linking Burlington Street West to Highway 403 as shown on Schedule "F";

- ii) A new east-west and north-south transportation facility that will link Highway 403 on the mountain with Queen Elizabeth Way as shown on Schedule "F";
- iii) Additional east-west road capacity on existing Arterial Roads or a new road connection between the downtown area and the junction of Main Street and Cootes Drive; and,
- iv) Additional east-west road capacity on existing Arterial Roads or a new road connection between the downtown area and the junction of King Street and Lawrence Road.

Further, these new links will be assessed in reference to their effects on adjacent land uses through the preparation of detailed policies in Secondary Plans. Accordingly, such Plans will promote, where necessary, appropriate setback, buffering, screening and landscaping to alleviate environmental, social and economic consequences resulting from the possible new location of such roads and in keeping with the intent of The Environmental Assessment Act.

- 3.1.10 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region to improve, when necessary, the Mountain access approaches between Beckett Drive and Sherman Access. Accordingly, Council will assist the Region in reviewing the pattern of vehicular movement and take necessary measures to maintain the free flow of traffic and minimize impacts on adjacent neighbourhoods.
- 3.1.11 In accordance with the intent of the Regional Official Plan, and where feasible, direct access to Arterial Roads from individual properties will be limited by special restrictions to enhance the free flow of traffic and minimize the impacts on abutting properties and pedestrian movement. Accordingly, the following general principles will be used to implement this policy through Secondary Plans:

- i) The location and design of Collector Roads to discourage through-vehicular traffic within Residential areas;
- ii) The spacing between Arterial and Collector Road intersections will be appropriate to accommodate traffic control devices operated in a safe and efficient manner to enhance the flow of traffic along Arterial Roads and minimize the number of stops for vehicular traffic;
- iii) The spacing and possible reduction of driveways on Arterial Roads by means of proper site planning techniques such as controlled access and common off-street parking facilities;
- iv) Where feasible, the elimination of on-street parking on Arterial Roads by providing suitable off-street parking facilities;
- v) An adequate buffer or intervening landscaping and screening; and,
- vi) The provisions set out in Subsection D.2 of this Plan.

3.1.12 Further, where reverse frontage lots for Residential development are required adjacent to Arterial Roads (i.e., the east-west and north-south transportation facility), additional measures to attenuate the effects of noise and visual intrusion, such as but not limited to additional yard or lot requirements, double-glazing of windows, use of construction materials having sound-proofing qualities, and the reserve of easements for the effective placement of noise berms, will be investigated and implemented, where required, to meet the acoustical standards of the Ministry of the Environment and as further set out in Subsection C.7.

3.1.13 Council will co-operate with the Region in the designation and development of scenic drives and their integration with major open spaces, recreational areas and pedestrian and bicycle paths.

- 3.1.14 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region to designate, maintain, monitor and improve truck routes to accommodate the safe and efficient movement of truck traffic, while prohibiting the penetration of non-essential trucking into Residential areas.
- 3.1.15 In addition to Policy 3.1.14 above, Council may require appropriate building setbacks, screening and buffering requirements along designated truck routes to alleviate excessive noise impacts on adjacent land uses.
- 3.1.16 Secondary Plans will identify appropriate abatement measures to mitigate the impact of rail and vehicular noise on existing and proposed Residential developments, and in accordance with the provisions of Subsection C.7.
- 3.1.17 Council, in reviewing new subdivision plans, development and/or redevelopment proposals, will require, as a general standard, that sidewalks be provided adjacent to the development.

SUBSECTION B.3.2

PUBLIC TRANSIT

It is the intent of this Plan to provide for an efficient PUBLIC TRANSIT System that will meet the future needs of people in the City, and will attract sufficient levels of ridership.

- 3.2.1 In accordance with the intent of the Regional Official Plan, Council will encourage the Transit Authority to maintain a level of PUBLIC TRANSIT service that reflects and meets the needs of the commuting public. Accordingly, Council will support the Region in promoting TRANSIT ridership throughout the City, extending and integrating the PUBLIC TRANSIT service with other land uses.
- 3.2.2 Council will encourage the Transit Authority to ensure:
- i) The safe and efficient movement of the commuting public;
 - ii) The continued development of the TRANSIT System in the Central Policy Area as a primary focal point of the System to provide a high degree of accessibility and reduce dependency on private automobiles;
 - iii) An optimum number and distribution of TRANSIT routes throughout the City; and,
 - iv) A high degree of accessibility to the PUBLIC TRANSIT System in all areas.
- 3.2.3 Council will promote Sub-Regional Centres as secondary focal points for local TRANSIT service and further, will co-operate with other levels of government in any investigation to increase TRANSIT capacity linking the Central Policy Area and the Sub-Regional Centres to other land uses.
- 3.2.4 Council will investigate with the appropriate Regional and Provincial Authorities the feasibility of a multi-mode transportation terminal in the Central Policy Area for inter-urban and intra-urban TRANSIT services. Accordingly, Council will encourage the consideration of the following criteria:

- i) Proximity to other forms of PUBLIC TRANSIT;
- ii) Proximity to pedestrian routes;
- iii) Proximity to existing and proposed employment/retail centres;
- iv) Proximity to parking facilities; and,
- v) Ease of access for TRANSIT vehicles.

3.2.5 In the planning of TRANSIT services, and in accordance with the Regional Official Plan, Council will encourage the appropriate Authorities to consider the location of the following:

- i) Major employment and retail concentrations and schools;
- ii) Concentrations of high-density Residential developments;
- iii) Terminals of inter-city transportation systems;
- iv) Major medical and social service centres;
- v) Housing developments for the elderly and/or the handicapped; and,
- vi) Parks, theatres and museums.

3.2.6 Council will encourage and co-operate with the appropriate Authorities to ensure that all Shopping Centres and Extended Commercial areas are provided with an acceptable level of TRANSIT service.

3.2.7 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region to establish ancillary public parking to promote and facilitate the use of PUBLIC TRANSIT.

3.2.8 In the preparation of Secondary Plans, Council will encourage and co-operate with the Transit Authority to locate TRANSIT stops, where possible and feasible, in close proximity to passenger generators. Furthermore, Council will support, where practicable, the integration of those stops with pedestrian crosswalks.

- 3.2.9 In keeping with the intent of Policy 3.2.8 above, Council will co-operate and encourage the Region to promote, where necessary and feasible, the provision of special bus lanes and bus-bays for routes carrying high volumes of TRANSIT vehicles.
- 3.2.10 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region and the appropriate Provincial agencies to provide and maintain an inter-regional TRANSIT System which increases accessibility between Hamilton and Municipalities beyond the Region.
- 3.2.11 To minimize the need for new road facilities in congested corridors and to accommodate large volumes of TRANSIT users, Council may consider the potential of a new and innovative intermediate capacity transit line connecting downtown Hamilton to an appropriate location on the Mountain. Accordingly, Council will co-operate with the Region and other levels of government in any studies to determine an appropriate location for the intermediate capacity transit lines and have regard for the following:
- i) Major employment and retail centres;
 - ii) Concentration of high-density Residential developments;
 - iii) Major cultural, medical and institutional nodes;
 - iv) Areas of higher population densities; and,
 - v) The possibility of operating the intermediate capacity transit lines within exclusive rights-of-way.

SUBSECTION B.3.3

PUBLIC AND PRIVATE PARKING

The Plan recognizes the importance of PUBLIC AND PRIVATE PARKING facilities. In this regard, it is intended that adequate PUBLIC AND PRIVATE PARKING facilities are available and will continue to serve the City without interfering with the efficient flow of traffic movement.

- 3.3.1 Council will maintain and enhance the supply of short-term PARKING in the City through the operation of the Municipal Parking Authority and requirements for the provisions of private PARKING.
- 3.3.2 In keeping with the intent of Policy 3.3.1 above, Council will regularly review its PARKING policies and relevant By-laws to ensure the safe and efficient operation of PARKING facilities.
- 3.3.3 Council will discourage, where appropriate, the provision of on-street PARKING on Arterial Roads to facilitate the free flow of traffic movement and accordingly, will encourage replacement with sufficient off-street and/or on-site PARKING facilities.
- 3.3.4 Council will require that in all normal circumstances, a high standard will be maintained in accordance with current design practices for PARKING and loading facilities.
- 3.3.5 Council will require, as a condition of development or redevelopment, that ingress and egress points of PARKING areas will be limited in number and designed to acceptable standards for traffic safety. Council will further encourage the sharing of access points by similar adjoining land uses, where practicable, to minimize traffic hazards on major roads.
- 3.3.6 Where necessary and feasible, off-street PARKING, driveways and/or loading areas adjacent to Residential uses will be suitably screened or buffered through the use of fences, berms or other appropriate landscape treatment. All PARKING areas will be suitably surfaced to resist degradation from the elements or use, and where deemed appropriate, be illuminated to facilitate and ensure the safety and convenience of pedestrian or vehicular access to the land uses served thereby.

- 3.3.7 Where severe PARKING and/or loading problems are encountered in developed areas, and where the PARKING and/or loading of vehicles on-streets or adjacent lands constitutes a nuisance, or is seriously affecting the amenity and maintenance of the area, Council may consider the acquisition of lands in appropriate locations for PARKING purposes pursuant to The Municipal Act. Preference will be given to those locations where the problems are most severe and/or where the greatest number of land uses may benefit.
- 3.3.8 Council may, at its discretion and subject to the City of Hamilton Act, provide developers with the option of making a cash payment to the City in lieu of all or part of the Zoning By-law PARKING requirements. Such funds will be used for the acquisition of lands and/or the provision of off-street PARKING throughout the City where deemed appropriate by Council.
- 3.3.9 Those lands that are vacant and which may be advantageously utilized to relieve PARKING difficulties in the City may be authorized by Council to be used as "temporary" PARKING lots, subject to the following:
- i) Temporary PARKING areas will not unduly impede pedestrian movement, or the use of Residential, Open Space or other public lands;
 - ii) Temporary PARKING areas will be sited and designed to reflect the best interests of the local area; and,
 - iii) The use of such vacant lands for temporary PARKING will not exceed two (2) years, of the period which the owner of the land at the time of authorization for PARKING purposes continues to be the owner thereof, whichever is the lesser, as provided in The Planning Act.

SUBSECTION B.3.4

PEDESTRIAN AND BICYCLE CIRCULATION

This Plan promotes a safe PEDESTRIAN AND BICYCLE CIRCULATION System that "links" the various activity nodes throughout the City. The System will also complement, and provide an alternative to vehicular circulation in the Central Policy Area.

- 3.4.1 Council will promote the development of a "link-node" system which will link major PEDESTRIAN destinations such as Schools, Parks and Commercial areas (e.g., the Central Policy Area) by PEDESTRIAN paths, sidewalks along certain roads, and BICYCLE routes. In this regard, Council will undertake a detailed investigation of such a system which will lead to implementation through the preparation of Secondary Plans.
- 3.4.2 Where feasible, a continuous "link-node" system will be co-ordinated with the development and/or redevelopment of Residential and other areas throughout the City. Accordingly, Council will have regard for the following provisions:
 - i) The system will be designed such that it will intersect with major roads at specified points to ensure the safety of pedestrians and cyclists;
 - ii) Where appropriate, the system will be integrated with natural amenity areas such as open space, valleys and parks; and,
 - iii) When development and/or redevelopment proposals are submitted for approval and where such proposals are on land that may affect the continuous nature of the "link-node" system, every effort will be made to ensure that such proposals are integrated with the system through land dedication or land acquisition.

SUBSECTION B.3.5

RAIL SERVICE

It is the intent of this Plan to recognize a RAIL SERVICE System that will meet the existing and future requirements of residents, business and industries. Moreover, the System will supplement road transport for commodity movements. It is also intended to minimize inherent conflicts between rail, vehicular and pedestrian circulation.

- 3.5.1 In accordance with the Regional Official Plan, Council will encourage railway companies to provide safe and efficient service for both the residents and industries of the City. In this regard, Council will promote RAIL SERVICE to improve the inter-city commuter facilities and provide sufficient RAIL SERVICE for Industrial establishments.
- 3.5.2 In this regard, special provisions will be established through detailed Secondary Plans or when reviewing major development and/or redevelopment proposals to protect land uses adjacent to RAIL lines and in accordance with the following provisions:
 - i) Additional setback and buffer requirements for abutting non-Industrial land uses to reduce the level of noise and vibration generated by trains;
 - ii) Utilization of special building construction techniques; and,
 - iii) Compliance with the provisions of Policy B.3.1.16 and Subsection C.7.
- 3.5.3 Council, in co-operation with the Region and the appropriate authorities, will review the conflicts between RAIL and vehicular or pedestrian movements, and adjacent land uses, to ascertain the measures to:
 - i) Provide appropriate level crossing control devices;
 - ii) Accommodate grade separations where hazardous conditions prevail with the financial assistance of the Federal Government; and,

- iii) Provide and maintain fences and/or other appropriate measures along RAIL lines and RAIL yards so as to minimize impacts of the RAIL operations on surrounding Residential uses.
- 3.5.4 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region to ensure the integration of existing or planned railway yards and stations within the context of the overall Circulation and Movement System.
- 3.5.5 Council will co-operate with the appropriate agencies to investigate the long-term intended use of existing and abandoned railway lines throughout the City.
- 3.5.6 Further to Policy 3.5.4 above, Council will co-operate with the Region and the appropriate Authority to initiate a detailed investigation into the possibility of relocating the Stuart Street Marshalling Yards to another suitable location.

SUBSECTION B.3.6

MARINE SERVICE

It is recognized in this Plan that the City of Hamilton has exclusive jurisdiction under The Planning Act with respect to land use control, except where the Hamilton Harbour Commissioners undertake development of land for bona fide shipping and navigation purposes. The authority of the Hamilton Harbour Commissioners with respect to uses of land for bona fide shipping and navigation is, therefore, recognized in this Plan.

- 3.6.1 Council will encourage and support the Hamilton Harbour Commissioners in the development of land for bona fide shipping and navigation purposes in a manner consistent with the economic and environmental goals of the City.

SUBSECTION B.3.7.

AIR SERVICE.- THE HAMILTON CIVIC AIRPORT

It is the general intent of this Plan to recognize the role of the HAMILTON CIVIC AIRPORT in the City and the Region. Notwithstanding, the City acknowledges that the AIRPORT is under Federal ownership and that the City is responsible for its management. In this regard, the City will co-operate with all levels of government and their appropriate agencies to provide a safe and efficient AIR SERVICE.

3.7.1 Council recognizes the importance of the HAMILTON CIVIC AIRPORT for the growth and development of the City and the Region. In this regard, Council will co-operate with all other agencies of government and private authorities to enhance AIR SERVICE to meet future travel needs by means of:

- i) Modernization and expansion of existing facilities;
- ii) Construction of new runways; and,
- iii) Improving ancillary uses associated with the operation of the AIRPORT such as access and Engineering Services.

3.7.2 In accordance with the Regional Official Plan, Council may, when considering development and/or redevelopment for the area that is subject to the Noise Exposure Forecast contours, apply the appropriate Federal and Provincial land use guidelines and noise abatement measures. In addition, Council will recognize the following:

- i) Site planning standards that are complementary to any standards as may be prepared by the Ontario Ministry of Housing;
- ii) Appropriate Provincial land use compatibility guidelines for uses within the Noise Exposure Forecast system; and,
- iii) Prepare detailed Secondary Plans to identify the location and height limit of proposed buildings in order to secure the safe movement of Air traffic.

3.7.3 Further to Policy 3.7.2 above, prior to approving future Residential development that will be affected by a Noise Exposure Forecast contour of 28 or greater Council will require the proponent of such development to undertake any or all of the following:

- i) Submit a detailed noise analysis prepared by a qualified expert outlining the required noise insulation features in the design of buildings;
- ii) Satisfy Council that appropriate noise insulation features have been provided in the construction of buildings in accordance with Provincial standards; and,
- iii) Inform prospective tenants or purchasers of residential units that aircraft noise may interfere with certain activities. Such a warning provision will be registered on title or as a clause in a lease or rental agreement.

SUBSECTION B.4

UTILITY SERVICES

The general intent of the policies set out in this Plan is to ensure that the various agencies responsible for UTILITY SERVICES provide the necessary SERVICES that are associated with and support existing and proposed development. Accordingly, these SERVICES will have a minimum of impact on the built and natural environments.

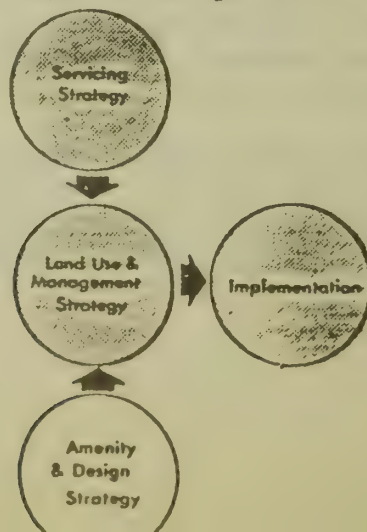
- 4.1 Council will encourage, and where necessary, participate with the various public or private UTILITY agencies to ensure that UTILITY SERVICES such as electric power, pipelines and natural gas lines are readily available to all development at levels necessary to ensure the safety and convenience of the community.
- 4.2 Council will encourage and co-operate with the various public and private agencies in the planning of future transmission routes, easements and facilities for UTILITY SERVICES. Such SERVICES will be provided in a manner which can be integrated with the established and/or anticipated pattern of development.
- 4.3 Council will encourage the appropriate public or private agencies to place electric power, telephone lines, multi-use cables and other such UTILITY SERVICES underground and in accordance with the following provisions:
 - i) In areas where new developments occur, this will be encouraged prior to the actual construction of buildings;
 - ii) In areas where redevelopments occur, this will be required only when and if it is reasonable and economical, having regard to the size of the redevelopment and the extent of work involved; and,
 - iii) In areas where development is likely to remain stable and overhead wires exist, this will be encouraged, where feasible and practicable, when major street improvements are undertaken.

Section C: Amentiy and Design Strategy

The on-going interplay of prominent natural resources and man-made attributes constitutes a significant factor in defining the visual character and quality of life in the City of Hamilton. In order to ensure that these amenities are maintained and enhanced in the realization of the Land Use and Management Strategy complementing policy direction is required.

While many aspects of AMENITY AND DESIGN are rather subjective, it is the intent of this Plan to detail a STRATEGY premised on accepted fundamental considerations, with sufficient policy direction to enable Council to proceed further in maintaining a quality environment. Accordingly, it is intended that the STRATEGY provide:

- guidelines for the provisions of Community Services;
- measures to encourage Safety to persons and property;
- policies for the provision and preservation of vegetation;
- guidelines for Pollution control and abatement;
- measures for the Maintenance of public and private properties;
- policies to enhance the Residential Environment and to ensure that an appropriate supply of Housing may be provided to meet the changing requirements of the community; and,
- provisions to preserve and utilize the Architectural and Historical resources of Hamilton to enhance the visual character of the City.



SUBSECTION C.1

COMMUNITY SERVICES

The provision of adequate COMMUNITY SERVICES at a rate commensurate with anticipated growth is essential to enhance the quality of life enjoyed by the residents of the City of Hamilton. This will depend, in great measure, on the degree to which COMMUNITY SERVICES such as Parklands and recreation, Schools and Libraries are provided to satisfy the needs of the various segments of the population. Accordingly, where appropriate, the adequacy and required levels of these services will be determined by relating the design population of Planning Units (Neighbourhoods) to recognized standards.

- 1.1 It is the intent of Council to ensure that adequate levels of suitably distributed COMMUNITY SERVICES be provided to satisfy the changing requirements of Hamilton residents. In the provision of services such as Parklands, Schools and Libraries, Council will, in addition to the provisions herein, be guided by the appropriate policies set out in Subsections A.2.4, A.2.6, B.3.4 and D.2 of this Plan.

SUBSECTION C.1.1

PARKLANDS

It is the general intent of this Plan to develop a comprehensive, integrated system of PARKLANDS compatible with the attributes of the City. Further, the Plan promotes bicycle and pedestrian pathways and green space corridors as integral parts of the PARKS System because of their roles as functional and visual links.

- 1.1.1 In order to ensure the provision of adequate amounts of PARKLAND, Council will promote the development of a hierarchy of PARKS throughout the City commensurate with the needs of area residents. In this regard, the following guidelines will be utilized in the determination of these needs:

PARKLAND HIERARCHY	PARKLAND OBJECTIVE PER 1,000 POPULATION SERVED (HECTARES)	SERVICE RADIUS OBJECTIVE (KILOMETRES)
Neighbourhood Park	Not less than .5	Not more than .8
Community Park	Not less than .5	Not more than 1.6
City-wide Park	Not less than 1.9	No maximum
Metropolitan Park	No minimum	No maximum
Total		2.9+

- 1.1.2 Metropolitan PARKS are considered to be an important category in the hierarchy of PARKLANDS. For example, the Bruce Trail may be deemed to be a Metropolitan PARK having an appeal and attraction extending beyond the City. The inclusion of this level is not intended to indicate a requirement on the Region for provision or management of this level of PARKLAND.

- 1.1.3 It is intended that actual PARK requirements in an area will be identified through the preparation of Secondary Plans, by assessing a number of considerations, including but not limited to, the following:

- i) Population Characteristics (density, age breakdown, ethnic considerations and income);
- ii) Accessibility (including the nature of alternative recreation opportunities in the area);

- iii) Characteristics of Residential development;
- iv) Opportunities for PARKLAND aquisition in terms of costs, property condition and other related factors;
- v) Public input and expressed requirements;
- vi) Locations having site characteristics which lend themselves to recreational use of retention in a natural state;
- vii) Requirements for passive and active spaces;
- viii) Feasibility of locating PARKS adjacent to School sites; and,
- ix) Availability of large-scale alternate PARK facilities in the vicinity.

1.1.4 A Neighbourhood PARK will be provided in each Residential neighbourhood to serve the specific interests of local residents as identified pursuant to Policy 1.1.3 above. Further, the preferred location for a Neighbourhood PARK is adjacent to a public or separate elementary School.

1.1.5 Notwithstanding Policy 1.1.1 above, the service radius objective for a "tot-lot" or "vest-pocket" Neighbourhood PARK as may be deemed to be necessary pursuant to Policy 1.1.3 above, will not be more than .4 kilometre.

1.1.6 A Community PARK will, where feasible and deemed appropriate by Council, be provided and developed in accordance with the following provisions:

- i) Community PARKS will provide a variety of outdoor and indoor facilities to meet a wider range of recreation interests as identified pursuant to Policy 1.1.3 above, and will preferably contain Neighbourhood level facilities;
- ii) The preferred location for a Community PARK is adjacent to a public or separate secondary or junior-secondary School, or in conjunction with a natural area; and,

- iii) Community PARKS will be designed and located so as to be accessible by private and public transportation.

1.1.7 Council will encourage co-operation from local School Boards in the sharing of School grounds to supplement the supply of PARKLANDS. Accordingly, Council may enter into joint-use agreements with an affected School Board. In areas where a deficiency in PARKLAND has been identified, Council may endeavour, through such agreements, to utilize an appropriate additional area of the School site for recreation purposes to offset the deficiency. However, such sharing of the additional area will not alter the degree that PARKLANDS in a particular area remain deficient, but will be deemed to supplement existing facilities until more area can be provided.

1.1.8 Where School sites exceed or fall short of the objectives for site area set out in Subsection C.1.2 of this Plan, Council may respectively decrease or increase the PARKLAND objectives set out in Policy 1.1.1 above by an amount up to the surplus or deficiency of School site. Moreover:

- i) Neighbourhood PARKLAND objectives will be decreased or increased where there is a surplus or shortfall of School sites in accordance with the objectives for Public and Separate Elementary and Junior High Schools set out in Subsection C.1.2; and
- ii) Community PARKLAND objectives will be decreased where there is a surplus or shortfall of School sites in accordance with the objectives for High Schools set out in Subsection C.1.2.

1.1.9 Notwithstanding Policy 1.1.1., Council may consider a lower PARKLAND objective in those neighbourhoods where a Neighbourhood and Community PARK may be feasibly combined on the same site.

1.1.10 Where a Neighbourhood or Community PARK or combination thereof, is adjacent to a School site, Council may lower the necessary PARKLAND objective(s) by up to 20 percent.

1.1.11 Where feasible and deemed appropriate, CITY-WIDE PARKS will be provided and developed in accordance with the following provisions:

- i) CITY-WIDE PARKS will provide the residents of the City with natural areas in which they can engage in a variety of recreational activities, or will serve as focal points for major outdoor civic activities or provide specialized facilities such as stadia, arenas, golf courses, and where deemed warranted by Council, may also include facilities for picnicking and camping;
- ii) CITY-WIDE PARKS will be accessible by both public and private transportation; and,
- iii) In the development or redevelopment of arenas, stadia, golf courses or similar major recreation facilities, Council will be satisfied that the facility:
 - a) will not generate unacceptable increase in traffic movements through adjacent Residential areas;
 - b) is readily accessible from major roads;
 - c) is designed at a scale and in a manner which minimizes impacts with adjacent land uses; and,
 - d) is provided with adequate on-site, off-street parking.

1.1.12 Further to the intent of Subsection B.3.4 of this Plan, where feasible, lands such as along watercourses or easements may be added to the PARKLANDS System to establish a continuous system of walkways, paths and other "links" to facilitate direct access to parks and other pedestrian destination "nodes" within the City. These "links" will be free of structures other than those that may be necessary for a public work or environmental protection function, or as an adjunct to the recreational use. Further:

- i) Lands along watercourses will be preserved in a continuous and natural state where appropriate, and be readily accessible to area

residents, where possible; and,

- ii) Where improvements to the drainage pattern of watercourses are undertaken, consideration will be given to the preservation of existing vegetation and the integration of these improved watercourses into the PARKLANDS System by means of suitable grade variations and landscaping treatment which will be utilized, where practicable, in conjunction with any engineering works or flood-relief program initiated for the watercourses.

- 1.1.13 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region in determining the requirements of regionally-significant recreation areas. In addition, Council will partake in any recreation study that might be initiated by the Region.

SUBSECTION C.1.2

SCHOOLS

Recognizing that the responsibility for SCHOOLS is vested with the Hamilton Board of Education and the Hamilton-Wentworth Roman Catholic Separate School Board, it is the general intent of this Plan to provide information on which decision for the provision of SCHOOLS may be based. It is intended that SCHOOLS be located so that they are accessible to all students with a minimum exposure to traffic hazards. Where feasible in the newly-developing areas of the City, it is intended that SCHOOL facilities be integrated into the general design of the neighbourhood and be developed in conjunction with a Park so that they may operate together as a unit to maximize the use of the facilities by residents in the immediate area.

1.2.1 It is the intent of Council to co-operate with the School Boards where new SCHOOL facilities may be contemplated and encourage the Boards to consider the following site factors where feasible:

- i) A location close to the centre of the Neighbourhood or the area to be served, but reasonable variations may be made in locations to permit integration with Parks or other public facilities;
- ii) A site of sufficient size to accommodate educational requirements and reasonable future expansion of the facility when warranted, based on the following objectives:

SCHOOL TYPE	SCHOOL SITE OBJECTIVE PER 1,000 POPULATION SERVED (HECTARES)	
Separate or Public Elementary Schools	Not less than	.5
Junior High or High Schools	Not less than	.25

- iii) Where new Public and Separate SCHOOLS are required to serve a particular area, consideration should be given to locate these in such a manner that the sharing of facilities can be achieved in a campus-like setting

to optimize the use of a common site, parking and playground and to take advantage of economies in construction and maintenance that may be gained thereby.

- 1.2.2 Where a SCHOOL site is not adjacent to an existing or proposed Neighbourhood or Community Park, Council may encourage increasing the desired School site area set out in Policy 1.2.1 above by up to 25 percent.
- 1.2.3 In developed Neighbourhoods where an older SCHOOL is to be replaced or relocated, the appropriate School Board will be encouraged to improve the level of service in the area by means such as, but not limited to, modification to SCHOOL district boundaries or expansion of existing SCHOOLS nearby to improve accessibility by the student population.

SUBSECTION C.1.3

LIBRARY SERVICES

While it is intended that the existing inventory of LIBRARY SERVICES continue to serve City residents, auxiliary facilities may be required when both population growth and user demands warrant. Since it is difficult to anticipate this demand by identifying the number and location of auxiliary LIBRARY SERVICES, it is the intent of this Plan to provide policy direction to assist decision-making for this eventuality to optimize their distribution and accessibility relative to users.

1.3.1 Should established LIBRARY facilities become functionally and locationally inadequate to serve area residents due to population growth and user demands, Council will encourage the Hamilton Public Library Board to provide alternative or additional branch Libraries. To ensure the provision of suitable LIBRARY sites, Council will encourage the inclusion of the Library Board in the planning of civic developments. Libraries should be located in accordance with the following provisions:

- i) A location in a Multi-Centre of the area to be served and/or in conjunction with other Community Services and readily accessible by pedestrian and vehicular modes of transport will be preferred;
- ii) Where a Multi-Centre is to be developed in an older neighbourhood, or is to be improved by the addition of Community Services, the provision of LIBRARY facilities will be encouraged by the inclusion of the Library Board in planning discussions; and,
- iii) Where feasible and in co-operation with the appropriate School Board, the public use of existing Secondary Schools LIBRARY facilities after regular School hours will be encouraged, provided that the School serves as part of a Multi-Centre, and that the location meets the requirements of 1.3.1 (i) above.

1.3.2 The Hamilton Public Library Board will be encouraged to continue to co-operate with the South Central Regional Library System in order to maximize and enhance the level of service to City residents.

SUBSECTION C.2

SAFETY AND CONVENIENCE

In achieving the Land Use and Management Strategy set out in this Plan, Council recognizes the necessity of achieving SAFETY AND CONVENIENCE for all residents of the City. Accordingly, policies are provided which may directly benefit the community, and which are intended to complement the normal functions of local protective service agencies.

- 2.1 Council will encourage co-operation amongst public agencies, private landowners and municipal protective services to ensure the provision and maintenance of adequate access to all properties to facilitate effective emergency service.
- 2.2 Council will consider appropriate by-laws, encouragement or other actions which may be deemed to have potential in maintaining security to persons or property. In this regard, consideration may be given to matters such as, but not limited to, the following:
 - i) Review and/or establishment of adequate illumination standards in parking garages, alleyways or other high-risk areas;
 - ii) The use of light-coloured building materials and finishes along alleyways to facilitate nighttime surveillance;
 - iii) The use of glass doors in such low-visibility areas as stairways, parking garages, elevator foyers, etc.;
 - iv) The location of cashier counters and limitations on the obscuring of windows by promotional material in stores licensed for late operation; and,
 - v) Ensuring that low-traffic areas in Shopping Centres such as washrooms, stairwells, elevator, telephone locations and hallways are designed to be in close proximity to the general activity areas of the development.

2.3 Council will endeavour to foster personal mobility through measures such as, but not limited to:

- i) The ramping of sidewalks;
- ii) The requirement of adequate access by ramps, elevators or other means to all publicly-accessible buildings;
- iii) The reservation of conveniently-located parking spaces at civic buildings for use by the physically disabled, and encouragement for the provision of such parking at all other public and private buildings; and,
- iv) Co-operation with the appropriate public agencies to investigate and implement appropriate public transportation opportunities for the physically disabled.

SUBSECTION C.3

TREE PLANTING AND LANDSCAPING

It is the intent of this Plan that the streetscape be enhanced by the retention of existing vegetation, the promotion of the widespread growth of TREES and the provision of LANDSCAPING. In general, a program of planting, preservation and LANDSCAPING will be encouraged to enhance the amenity and appearance of the City.

3.1 In all public works, no TREES will be removed unnecessarily and TREES that must be removed for the purpose of public works installations will, where desirable and practicable, be replaced as soon as possible to enhance the final appearance of these installations.

3.2 When considering a plan of subdivision or any other development proposal, Council may require that the owner enter into an agreement whereby:

- i) Only such TREES that would directly impede the construction of buildings and services may be removed, and if so, the developer will replace them in reasonable time by TREES of similar species and of sufficient maturity to enhance the appearance of the subdivision when completed;
- ii) A reasonable minimum number of TREES and/or other suitable vegetation per lot may be required of the developer regardless of the state of the area prior to being subdivided or developed;
- iii) Existing TREES which are not removed will be adequately protected during the construction process, and the roots protected to ensure continued growth; and,
- iv) Where parking lots and other large open spaces are provided, and in open areas around Commercial, Major Institutional and other large buildings, Council will encourage, and may require as a condition of development or redevelopment, the provision of LANDSCAPING and TREE PLANTING sufficient to enhance the physical appearance of the site and surrounding lands.

SUBSECTION C.4

POLLUTION

It is the intent of Council that POLLUTION of the air, water and land in its many forms be prevented, mitigated or otherwise controlled.

- 4.1 Council will encourage appropriate Provincial and Federal agencies, including any International Joint Commission, to achieve a continuing reduction in levels of POLLUTION originating beyond the Region.
- 4.2 Council will control domestic, commercial, industrial and other sources of POLLUTION by appropriate by-laws or other means as may be provided for in Provincial Statutes.
- 4.3 No development will be permitted unless it is of a standard that will conform with the current policies of the Provincial Government regarding air, noise and water POLLUTION.
- 4.4 Council will encourage and co-operate with all relevant agencies to reduce levels of POLLUTION in Lake Ontario, Hamilton Harbour, Cootes Paradise and watercourses within the City. Further, Council will co-operate with the Region to ensure that all effluent discharged into these waters by industry, storm sewers, the municipal sewage treatment plant or from other municipal sources will be of sufficient quality to satisfy the minimum standards established by the Ministry of the Environment for recreational use of these waters.
- 4.5 Council will encourage the appropriate agencies to ensure that landfill sites which are exposed to the erosional forces of wind and/or wave action are adequately secured and landscaped to the satisfaction of the Ministry of the Environment.
- 4.6 Council will require, as a condition of development or redevelopment, measures to mitigate generation of POLLUTION, such as but not limited to:
 - i) Daily removal of tracked debris from roads serving a construction site;
 - ii) A reasonable guarantee for the completion of resodding, paving or other measures to stabilize exposed soils; and,

- iii) The expeditious removal of demolished buildings and structures.

4.7 To reduce levels and sources of wind-borne dust in the City, Council may require that all permanent Parking Areas be hard-surfaced with a suitable dust-free material. Council may alternatively permit temporary or other Parking Areas which are regularly treated with appropriate dust controlling agents, to be gravelled

4.8 Council will minimize the re-entrainment of dust from municipal roads, and will encourage the Region to do the same for roads under its jurisdiction, by means such as, but not limited to:

- i) Regular and frequent cleaning of roads and sidewalks;
- ii) Minimize speed limits on unpaved roads; and,
- iii) Application of dust control agents on unpaved roads.

SUBSECTION C.5

PROPERTY MAINTENANCE AND MUNICIPAL HOUSEKEEPING

It is the intent of Council to encourage the development and maintenance of an efficient and pleasing environment for living, working and the pursuit of all other activities. In order to do so, this Plan attempts to maintain existing development in good repair, improve the quality of development that has deteriorated, replace development that has declined to the point where it cannot be satisfactorily and economically rehabilitated, and to control the quality of new development.

- 5.1 Council will endeavour to maintain and improve the condition of all properties through enforcement of Zoning, Building and Health By-laws.
- 5.2 Council will enforce by-laws pursuant to The Planning Act:
 - i) Setting forth Property Standards for the maintenance and occupancy of all property within the City;
 - ii) Prohibiting the use or occupancy of any property that does not conform to the standards;
 - iii) Requiring property to be repaired and maintained to comply with those standards; and,
 - iv) Requiring lands cleared of buildings or structures to be left in a graded and levelled condition and free of debris or refuse.
- 5.3 Council will endeavour to raise the standards of new development, both intrinsically and in relation to the immediate environment, through the strengthening and wider application of Development Control policies pursuant to The Planning Act.
- 5.4 On its own initiative and complementary to the enforcement of Property Standards on private properties, Council will undertake to keep in a fit and well-maintained condition all municipal properties and structures, and to provide or maintain in good repair such municipal services as roads, sidewalks, water and sewage facilities and other public works.

SUBSECTION C.6

HISTORIC AND ARCHITECTURAL RESOURCES

The intent of this Plan is to sensitively manage the wealth of local resources. It is intended that those resources of HISTORIC AND ARCHITECTURAL merit will be preserved, where feasible, and to enhance the character and heritage of Hamilton. However, preservation alone may clutter the City with functionally obsolete or static structures. Accordingly, it is further intended that appropriate measures be established to meld preservation with rehabilitation to ensure that these resources will be recycled for active use and be instrumental in setting the visual character of the City.

- 6.1 In accordance with the intent of the Regional Official Plan, Council will consult with the Local Architectural Conservation Advisory Committee to advise in matters relating to ARCHITECTURAL conservation. In particular, this Committee may be required to periodically identify and catalogue buildings of ARCHITECTURAL AND HISTORIC significance that are worthy of preservation through individual designation as Buildings of Historic or Architectural Value under the provisions of The Ontario Heritage Act.
- 6.2 In accordance with the intent of the Regional Official Plan, Council, in consultation with the Local Architectural Conservation Advisory Committee, may designate a Heritage Conservation District under the provisions of The Ontario Heritage Act where it has been determined that some or all of the following characteristics have been identified:
 - i) The majority of the buildings reflect an aspect of local history by nature and historical significance of setting;
 - ii) The majority of the buildings are of a style of architecture or method of construction significant historically or architecturally to the City, Region or Province;
 - iii) The District contains other important physical, environmental or aesthetic characteristics that in themselves, are not sufficient for designation, but which lend support in evaluating the criteria for designation; and,

- iv) The District is in an area of special association that is distinctive within the City and as a result, contributes to the character of the entire community.

6.3 Prior to the designation of a Heritage Conservation District, Council will meet the following provisions:

- i) Pass a by-law of intent to define and investigate an area;
- ii) Prepare and adopt a Heritage Conservation District Plan which will encourage conservation through controls and incentives, and establish criteria for controlling demolition and regulating design; and require the endorsement of the Ministry of Culture and Recreation; and,
- iii) Pass a by-law designating the area as a Heritage Conservation District, subject to Ontario Municipal Board approval which will permit the City to regulate architectural design within the District.

6.4 In accordance with the intent of the Regional Official Plan, Council will fully co-operate with the Region and/or any Regional Heritage Foundation that may be established in the management of regional HISTORICAL resources.

6.5 Major development or redevelopment will not take place within or in close proximity to Residential areas having HISTORICAL or ARCHITECTURAL merit, where Council determines that such development or redevelopment will detract from or indirectly impair the character, quality, amenities or stability of the Residential areas.

6.6 Encouragement may be given to Commercial development schemes in appropriate locations proposed to incorporate a building or group of buildings with HISTORIC character or ARCHITECTURAL value, and to proposals which utilize buildings or lands serving obsolete functions and are, therefore, underutilized or vacant.

SUBSECTION C.7

RESIDENTIAL ENVIRONMENT AND HOUSING POLICY

It is the general intent of this Plan to promote a high standard of RESIDENTIAL and urban amenity and the provision of an ample and varied supply of dwelling types to cater to the needs of all income groups. While it is expected that single-family housing will continue to be the dominant housing requirement, a latent demand for multiple-family housing is recognized. In providing for these demands, an amenable mixture of densities and an arrangement that will minimize conflicts between different forms of housing is desired.

- 7.1 In the development of new RESIDENTIAL areas and as far as practicable in the infilling or redevelopment of established areas, Council may undertake or require the following in order to achieve high standards of RESIDENTIAL amenity:
- i) Provision and maintenance of adequate off-street parking;
 - ii) Alteration of traffic flows;
 - iii) Improvement and maintenance of street landscaping;
 - iv) Acquisition, removal or improvement of buildings or uses incompatible with a zoning district;
 - v) Provision of advice and assistance in the improvement and maintenance of private dwellings;
 - vi) Investigation into and application of other methods of encouraging the maintenance and improvement of buildings in RESIDENTIAL areas;
 - vii) The maintenance of adequate separation distances and the placement of buffering features between RESIDENTIAL and Industrial uses; and,
 - viii) Other similar actions or matters as Council may deem appropriate.

7.2 Varieties of RESIDENTIAL types will not be mixed indiscriminately, but will be arranged in a gradation so that higher-density developments will complement those of a lower density, with sufficient spacing to maintain privacy, amenity and value.

7.3 Council will ensure that the local RESIDENTIAL ENVIRONMENT is of a condition and variety satisfactory to meet the changing needs of area residents. Accordingly, Council will:

- i) Encourage the maintenance of RESIDENTIAL properties subject to the provisions of Subsection C.5;
- ii) Promote the restoration and/or rehabilitation of housing structures exhibiting Architectural or Historical merit, subject to the provisions of Subsection C.6;
- iii) Encourage RESIDENTIAL development that provides a range of types and tenure to satisfy the needs of the residents at densities and scales compatible with the established development pattern;
- iv) Encourage the responsible public agencies to provide low-cost and/or senior citizen housing at appropriate locations throughout the City;
- v) Support the concept of an accessible RESIDENTIAL community throughout Hamilton and will encourage the development of a wide range of residential care and short-term care facilities through appropriate recognition in the Zoning By-law;
- vi) Encourage the rehabilitation of dwellings as an alternative to demolition in appropriate locations and instances, having regard to the preservation and maintenance of the amenity of the Residential area; and,
- vii) Encourage development at densities conducive to the operation of Public Transit and which utilizes designs or construction that are energy efficient.

7.4 When reviewing proposed plans of subdivision and Secondary Plans, Council will consider:

- i) The existing supply of land designated for Residential use remaining undeveloped throughout the City in light of the Staging Policies of Subsection B.1; and,
- ii) The housing targets established by Council.

7.5 Council will annually monitor the supply and production of new housing, update housing targets, revise priorities and/or identify POLICY changes in order to better achieve the housing targets.

7.6 To accommodate changing housing market demands, Council, when considering the changes described in Policy 7.5 above, may also:

- i) Revise current or prescribe new practices and procedures for the detailed pre-design of Planning Units by Secondary Plans;
- ii) Initiate amendments to the Zoning By-law; and,
- iii) Establish as a density standard for the preparation of Secondary Plans "dwelling units per net Residential hectare".

7.7 For the purposes of making the changes in Policy 7.6, Council will include the following:

- i) The extent to which overall higher densities of RESIDENTIAL dwellings has been achieved in developing Neighbourhoods;
- ii) The trends in persons per unit based on the type of dwelling unit; and,
- iii) The number of dwelling units required to accommodate up to ninety (90) persons per gross hectare of Residentially-designated land.

- 7.8 Council may require appropriate measures to moderate the effects of noise, visual intrusion or other undesirable impacts on new Residential developments adjacent to Arterials or Inter-Regional Highways and Railway lines.
- 7.9 Council will endeavour to minimize impacts on outdoor recreational space of new development from noise in excess of 55 decibels (dBA) generated by adjacent existing or proposed Arterials, Inter-Regional Highways or Railway lines.
- 7.10 Council will require the developer of proposed Residential development adjacent to the proposed East-West and North-South Transportation Facility to provide evidence that the noise levels in outdoor recreation space, after applying appropriate noise attenuation measures, is the lowest level practicable. Residential development will only be permitted where attenuated noise levels in outdoor recreational space do not exceed 70 dBA. Council will not seek attenuation requirements where noise levels are, or are expected to be, at or below 55 dBA.
- 7.11 Council will, in co-operation with the appropriate Authorities, undertake to identify those existing or proposed Arterials, Inter-Regional Highways or Railway lines where forecast noise levels will, subject to the policies herein, require the provision of noise attenuation measures. For the purposes of the above, "noise levels" will be the A-weighted 24-hour equivalent (L_{eq}) sound level based on either the Average Annual Daily Traffic (AADT) data, or where available, the Summer Average Daily Traffic (SADT) data, whichever is the higher.
- 7.12 Prior to the application to new development of noise attenuation policies herein, Council will establish as policy, those Arterials, Inter-Regional Highways or Railway lines identified pursuant to Policy 7.11 above as requiring noise attenuation measures.
- 7.13 Noise attenuation measures will include, but not be limited to, the following:
- i) Sound-proofing measures and construction techniques, general layout and design of the structure or outdoor recreational space with respect to noise sources;

- ii) Spatial separation from the source, including the insertion of permitted sound-insensitive uses between source and receivers;
- iii) Building setbacks;
- iv) Acoustical barriers such as berms, walls, favourable topographic features or other intervening structures; and,
- v) The use of suitably-designed higher-density Residential structures.

7.14 Council will co-operate with and encourage the Ministry of Transportation and Communications to achieve an attenuated sound level as low as practicable below 70 dBA where a major road is proposed to be built or expanded through or adjacent to a designated RESIDENTIAL area.

7.15 Council will encourage the Province to investigate and establish appropriate guidelines to attenuate the transmission of noise and vibration from Arterials, Inter-Regional Highways and Railway lines into the interior spaces of Residential dwellings. Additional policies in this regard will be incorporated through amendments to this Plan.

7.16 Where noise levels are expected to exceed 55 dBA in outdoor recreational spaces after the implementation of sound attenuation measures, Council will require, as a condition of approval of proposed RESIDENTIAL development, that future tenants or purchasers are advised that despite the inclusion of noise control measures, noise levels may become of concern, occasionally interfering with some activities of the occupants. Such a warning provision will be registered on title or included as a clause in any Lease or Rental Agreement.

7.17 Where new RESIDENTIAL development for which noise control measures will be required precedes the construction of an Arterial, Inter-Regional Highway or Railway line, Council may require, as a condition of approval, that:

- i) Sufficient lands be conveyed at no cost for the erection of a noise barrier; and,
- ii) A pro-rated cost contribution be made by the proponent prior to final approval for construction of a noise barrier, where deemed appropriate by Council.

- 7.18 On receiving an application for proposed RESIDENTIAL development within one (1) kilometre from the edge of an existing or proposed Arterial, Inter-Regional Highway or Railway rights-of-way, Council will:
- i) Encourage the proponent to contact the Ministry of the Environment for guidance in the attenuation of noise impacts on outdoor recreational space; and,
 - ii) Require the proponent to comply to any regulation or measure as may be prescribed by the Ministry.
- 7.19 In any evaluation of noise levels for the purposes of the provisions of this Subsection, due consideration will be given to forecast increases in noise levels for at least ten (10) years.

SUBSECTION C.8

ENERGY

It is the intent of this Plan to promote ENERGY conservation in all areas of the City. Accordingly, development will be encouraged which minimizes ENERGY consumption and emphasizes the use of renewable ENERGY sources.

8.1 To promote ENERGY efficiency in the growth and management of the City, Council will endeavour to achieve the following:

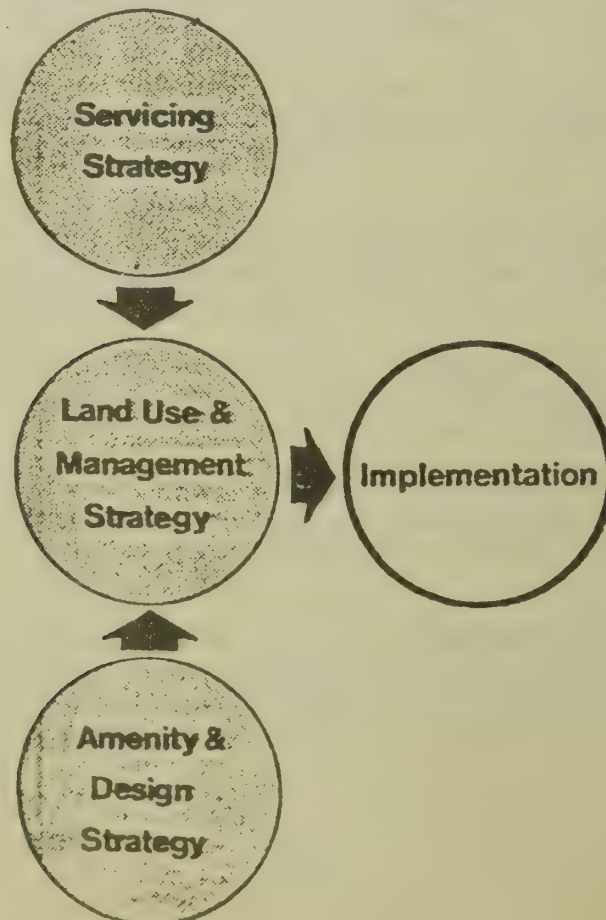
- i) Investigate and evaluate existing development practices and identify where new and innovative ENERGY efficiency measures, such as the use of the sun as an ENERGY source, can be introduced by the development industry;
- ii) Encourage proponents of future development and/or redevelopment to adopt and incorporate in their proposals ENERGY saving measures to optimize the use of ENERGY sources;
- iii) Seek legislative powers to require design criteria in development and redevelopments that ensure ENERGY conservation;
- iv) Formulate ENERGY-oriented planning policies, with particular emphasis on mixed use, compact and higher-density development and any other ENERGY-efficient development forms;
- v) Co-operate with the appropriate public and private agencies to inform the public of ENERGY concerns and promote ENERGY conservation;
- vi) Co-operate with other levels of government and private industry to assess the merit of new and innovative ENERGY conserving measures applicable to the City;
- vii) Promote the reduction of ENERGY consumption and dependency on non-renewable ENERGY sources, particularly in all City-owned, maintained and/or operated facilities;

- viii) Encourage greater use of Public Transit facilities as a means of conserving ENERGY; and,
- ix) Co-operate with the Region to develop an efficient waste recycling program to protect and conserve the supply of natural resources and ENERGY.

Section D: Implementation

The procedure for the IMPLEMENTATION of the policies set out in this Plan will generally be through successively more detailed steps in the planning process, particularly Secondary Plans and Zoning By-laws. Secondary Plans may be undertaken, following adoption of this Official Plan in which the general policies set out here are refined and amplified. More specific procedures will be followed through powers given to the City through The Planning Act, The Municipal Act and other applicable statutes.

The prime effect of this Plan will be on public works, whose conformance with it is mandatory, and on land use and development which will be regulated through a Zoning By-law. To be fully and properly effective, the policies will require the full co-operation of the Municipal, Regional and Provincial governments. The policies have been predicated on this assumption and the formal process of adoption by Council and approval by the Region and the Minister of Housing will be taken as evidence of commitment to the objectives and policies herein. In order that it may be kept up to date and the need for additional studies determined, the Plan will be subject to a comprehensive review at not longer than five-year intervals.



SUBSECTION D.1

REGIONAL OFFICIAL PLAN

In keeping with the requirements of Bill 155, An Act to Establish the Regional Municipality of Hamilton-Wentworth, it is intended that this Plan and subsequent implementing procedures conform with the REGIONAL OFFICIAL PLAN.

- 1.1 It is the objective of Council that this Plan, subsequent amendments, Secondary Plans and by-laws conform with the REGIONAL OFFICIAL PLAN.
- 1.2 Council will not approve amendments to this Plan, Secondary Plans or by-laws which do not conform with the REGIONAL OFFICIAL PLAN, and may request initiation of amendments to the Regional Official Plan when warranted.
- 1.3 Proposed amendments to this Plan and implementing Secondary Plans and by-laws will be circulated to the Region of Hamilton-Wentworth for its consideration and for certification of conformity to Regional policy.

SUBSECTION D.2

PLANNING UNITS AND SECONDARY PLANS

To provide a geographical basis for the more detailed planning of Hamilton, the City is divided into a system of PLANNING UNITS. This system is designed to provide a framework for the administration of this Official Plan and for the successive stages in its Implementation. It also forms a basis for the maintenance of statistical and other support data, and for co-ordinating the provision of services and community facilities with anticipated population growth.

The make-up of the PLANNING UNITS is designed to reflect the existing development pattern, as well as major physical features and land use concentrations. It is the general intent of the Plan that the identity of the PLANNING UNITS will be enhanced and that all development will be planned in ways which will improve this identity.

PLANNING UNITS will contain a mixture of low, medium and in some areas, higher density dwelling types. The range of densities will be determined in accordance with the needs of the population identified from time to time, and at an overall density standard which takes into account the availability of existing or planned commercial and community facilities, capacity of schools, public services, and the adequacy of public open space to serve anticipated residents of the Neighbourhood.

- 2.1 It is intended that the detailed implementation of the land use policies of this Plan will be carried out through a system of PLANNING UNITS, or Neighbourhoods, as identified on Schedule "G". These PLANNING UNITS average 80 hectares in size and are generally defined by the grid-iron pattern of major roads, by natural features and/or by the Municipal boundary.
- 2.2 Developing or undeveloped PLANNING UNITS will be grouped to form "Communities", consisting of up to four (4) predominantly Residential Neighbourhoods and a "Multi-Centre", as indicated on Schedule "G". It is intended that the Multi-Centres will contain a variety of land uses, combining to create a vibrant and functional focus for community life. In this regard, within the Multi-Centre, Council will:

- i) Provide for sufficient Shopping Centre Commercial development to serve the community, subject to the policies set out in Subsection A.2.2;
- ii) Ensure the integration of related community facilities, such as libraries, secondary schools, parks, churches or community centres, as well as multi-family residential development;
- iii) Encourage the development of land uses providing employment opportunities for residents of the community;
- iv) Promote designs which are oriented to the pedestrian, and to increased energy efficiency; and,
- v) Detail the distribution of land uses through Secondary Plans, subject to necessary amendments to this Plan.

2.3 It is intended that each PLANNING UNIT which is substantially designated for Residential purposes on Schedule "A" will be developed with a focus which may consist primarily of a School and/or Park in the interior of the Neighbourhood, as well as an adequate complement of appropriate Institutional and Commercial facilities, and a variety of dwelling types.

2.4 The detailed planning for the distribution and location of various land uses in each PLANNING UNIT will be determined or reviewed through the preparation of SECONDARY PLANS. Council will, when preparing SECONDARY PLANS, ensure that all new development or redevelopment complies with the provisions of this Plan.

2.5 SECONDARY PLANS for the PLANNING UNITS will indicate the location of proposed Arterial, Collector and Local roads; the location of community facilities such as park areas, open spaces and school sites; the location and extent of lands set aside for Commercial or Institutional purposes; the distribution and mix of housing of varying densities; and the location and basic design of major engineering services and public utilities. When preparing SECONDARY PLANS, Council will consider the following:

- i) The preferred location for new Residential development or redevelopment will be:
 - a) for multiple dwellings and high traffic generating uses beyond the Central Policy Area, at nodes created by the intersection of Arterial and Collector roads, with preference given to access by these roads; and,
 - b) for low-density uses on Local and Collector roads, with preference given to access by these roads only;
- ii) That Residential development or redevelopment will be properly protected from conditions which Council determines may directly or indirectly have a noxious or otherwise detrimental effect on the health, safety or welfare of the residents;
- iii) That all buildings, structures, facilities, services and any thing or matter that may cause the conditions referred to in Policy 2.5 (ii) above will be designed in such a manner as to be in keeping with the character of the Residential development or redevelopment;
- iv) Encouragement for the provision and maintenance of multi-level parking facilities, preferably underground, for high-density Residential development which may serve to provide increased on-site open space and buffering for adjacent uses. Such facilities will be designed in a manner satisfactory to Council that provides adequate precautions for the safety of users;
- v) In the design of developing Residential Neighbourhoods, the street pattern and subdivision layout will be to the satisfaction of Council, energy efficient, provide access to all areas, and will:
 - a) discourage through-traffic internally;
 - b) discourage direct access off major roads to Neighbourhood Parks and Schools;

- c) where appropriate, identify measures to mitigate the impact of rail and vehicular noise on existing and proposed Residential development; and,
- d) be sensitive to the protection and utilization of natural or man-made features having cultural, aesthetic or other value;
- vi) The establishment of pedestrian access from Residential development to:
 - a) Neighbourhood Parks and Schools internally within the Neighbourhood; and,
 - b) Public Transit routes, commercial nodes, churches or similar land uses;
- vii) No new Residential development or redevelopment will be located so as to be subjected to the impacts of through-industrial traffic or any other heavy traffic flows unless it is suitably protected by buffers, setbacks or other such measures to the satisfaction of Council;
- viii) The preferred location and development of Residential dwellings will be in proximity to, or will be coincidental with the planning for the provision of the following to accommodate the probable requirements of prospective residents:
 - a) Public Open Space;
 - b) Recreation and Community facilities;
 - c) Educational facilities;
 - d) Commercial services;
 - e) Engineering Services; and,
 - f) Other like facilities for which Council is responsible, which are required to be provided or contributed to by a development or redevelopment, or which Council otherwise deems to be necessary; and,

- ix) The preferred location for Residential redevelopment within developed Residential Neighbourhoods will be where the redevelopment does not, in the opinion of Council, impose an undue load to such existing or planned facilities mentioned above.
- 2.6 A SECONDARY PLAN will be required to be prepared prior to the development of undeveloped Neighbourhoods, the undertaking of any major redevelopment, or where any major proposal will have the potential effect of substantially altering the pattern of land use in the PLANNING UNIT affected, subject to the policies herein. However, such a Plan will not be required in an undeveloped Neighbourhood where development would be in the form of infill.
- 2.7 During the preparation of a SECONDARY PLAN, Council will, in accordance with its established practice, solicit the participation of Neighbourhood residents, property owners and other interested groups in order to obtain their views on the development and/or redevelopment of the PLANNING UNIT under consideration.
- 2.8 SECONDARY PLANS will be adopted by resolution of Council, and may be revised from time to time. Accordingly, no formal amendment will be required to this Plan unless the SECONDARY PLAN does not conform to the general intent of the Official Plan.
- 2.9 When considering development proposals, subdivisions, street works, other public works and any other municipal actions or approvals, Council will refer to and be guided by adopted SECONDARY PLANS.
- 2.10 In the formulation of SECONDARY PLANS, the Region, all affected local boards, authorities or other bodies having an interest in the PLANNING UNIT through their mandate will be invited to make known their requirements to Council for any PLANNING UNIT in which they expect to be engaged in public works. In addition:
 - i) When these requirements have been established as far as possible, every effort will be made to co-ordinate those works that may form a focus or centre for the respective PLANNING UNIT; and,

- ii) The requirements of the authorities involved will be co-ordinated so that a high standard of civic design may be achieved through appropriate landscaping between any conflicting functions and, economies of the use of land, parking and facilities.

SUBSECTION D.3

ZONING BY-LAW

When this Plan has been adopted, amendments to the ZONING BY-LAW will be introduced for the purposes of conformity. It is intended that land not be pre-zoned in order that site plans and other details will be previewed prior to development going ahead so that amenity and design, population density, public works requirements, environmental concerns and all other related policies of this Plan or any Secondary Plan in effect may be reviewed and appropriate zoning regulations applied.

- 3.1 In general, it is intended that this Plan will be implemented by the ZONING BY-LAW. Accordingly, development proposals will be required to comply with this Plan or any affected Secondary Plan; and where necessary, will require an amendment to the ZONING BY-LAW to ensure conformity. However, where appropriate, Council will utilize its powers of Development Control through Site Plan approval and design guidelines pursuant to The Planning Act for the purposes of implementing certain aspects of this Plan.
- 3.2 Special zoning provisions may be established where road widening, access, parking, amenity provisions, design characteristics, public works and other related matters are required or need to be maintained. Further:
 - i) Agreements will be entered into between the City and the developer, and enforced to ensure that the policies applicable to these matters in this Plan are implemented; and,
 - ii) The issuance of building permits may be prohibited until the above agreements have been entered into and it is established that the policies in this Plan have been complied with.
- 3.3 Council will enact ZONING BY-LAW to control the use of land within and abutting Environmentally Sensitive Areas as shown on Schedule "D" to the existing use. Further:
 - i) Prior to a change in the ZONING BY-LAW, Council will be satisfied that the proposed change is compatible with the preservation of the

Environmentally Sensitive Area. For this purpose, Council may further require a Feasibility Study and Impact Analysis in keeping with the special provisions for Environmentally Sensitive Areas detailed in Subsection A.3.2 of this Plan; and,

- ii) Prior to granting any change, Council may consider entering into agreement with the owner to preserve all or part of the Environmentally Sensitive Area in a natural or undisturbed state.

SUBSECTION D.4

FINANCIAL STABILITY

In implementing this Plan, it is essential that the municipal tax base be protected and that sufficient funds are generated to maintain and improve the levels of public works. Accordingly, further developments may be scrutinized for their financial impact. Developments that are shown to have adverse implications for the financial health of the City will be considered contrary to the intent of this Plan.

4.1 If residential developments or redevelopments are proposed in areas where Secondary Plans do not exist, Council, as a pre-condition for development approval and amendment to this Plan, may require a financial impact statement that will show the effects on:

- i) The net long-term debt liabilities and the annual charges for these;
- ii) The assessment ratio and per capita assessment;
- iii) The costs for social services; and,
- iv) The existing mill rates and taxation levels.

4.2 Where a major development proposal is made in an area where a Secondary Plan does not exist, and which is considered to have a potential adverse effect on the costs of the provision of municipal services, Council may require the developer to:

- i) Secure appropriate non-residential developments that will offset the adverse effects; or,
- ii) Agree, by way of a subdivision agreement, to the payment of a levy which, in the opinion of the City, will offset the adverse effects.

4.3 If an agreement with the developer cannot be reached in accordance with the previous paragraph, the developer will be required to:

- i) Modify the proposal so as to mitigate or eliminate the adverse effects; or,
- ii) Defer implementation of the proposal until the financial circumstances of the City improve to the extent that the proposed development will not adversely affect the City in respect of the matters set out in this Subsection.

SUBSECTION D.5

MUNICIPAL LAND ACQUISITION

In certain circumstances, it may be expedient for Council to acquire land and subsequently, to hold, sell or lease the land for the purpose of developing particular features or implementing particular policies of this Plan.

5.1 Council may acquire land from time to time in order to implement appropriate features of this Plan. In general, this will be done pursuant to the provisions of The Planning Act which permits acquisition of land for this purpose, except where more specific legislation may also serve; thus the City may ACQUIRE land pursuant to:

- i) The Housing Development Act to promote an orderly housing market and to facilitate housing projects and home ownership;
- ii) The Planning Act for redevelopment purposes which will include the relocation of Non-Conforming uses;
- iii) The Ontario Heritage Act for the preservation of Historically or Architecturally significant buildings;
- iv) The Municipal Act for the purpose of providing off-street automobile Parking lots and Highway land acquisition; and,
- v) The Planning Act for the purpose of providing Park space.

5.2 All lands dedicated under the 5% provision for Parks purposes as provided for in The Planning Act and any other dedication of land to the City will be adequately drained and transferred to the City in an acceptable condition. In this regard, existing vegetation will be in an undisturbed condition and the site will be free of debris with top soil intact. Further:

- i) No person will deposit, place or store upon these lands any stone, brick, sand, concrete, equipment, soil or other materials which may impede the free passage of water, air and nutrients to the roots

of any vegetation growing thereon without a written permit from the appropriate Municipal Department; and,

- ii) Lands acquired for Park purposes may retain their existing land use until Council is able to proceed with the comprehensive development of consolidated Park sites.

5.3 Priorities for Parkland acquisition will be based on:

- i) Existing and proposed population densities;
- ii) Existing facilities and their accessibility to the Neighbourhood residents;
- iii) The availability of funds for acquisition;
- iv) The availability of land on the open market; and,
- v) The necessity to expropriate based on time limitations to available acquisition funding.

5.4 Where lands are required to be dedicated for Parks purposes as permitted under The Planning Act, Council will give preference to the dedication of developable lands.

5.5 Where feasible and deemed appropriate, Council will acquire Parklands or established recreational rights-of-way along water courses.

5.6 Municipal Parks and passive Open Spaces will generally be acquired as far ahead of development as possible, provided that the design of the surrounding area ensures the integration of Park or Open Space with other Community Services associated with the Neighbourhood.

5.7 Where feasible, new Parkland will be acquired in concert with the acquisition programs of the School Boards so that a complementary integration of facilities may be attained.

5.8 The detailed design of Neighbourhood Parks will be prepared after the boundaries of the lands dedicated are known so that any landscaping and grade modifications may be co-ordinated to the advantage of both the City and the developer.

SUBSECTION D.6

OFFICIAL PLAN AMENDMENTS AND REVIEWS

While it is not the intent to amend this Plan frequently, it is recognized that some circumstances will require this and in any case, it must be REVIEWED on a regular and on-going basis. A major revision at five-year intervals will be carried out, supplemented by an annual update of information on certain elements of this Plan. As well, it is the intent of this Plan to ensure that those affected by any proposed amendments or changes to this Plan are made aware of the proposals and are provided with the opportunity to express their views.

6.1 This PLAN has been formulated so as to require REVIEW at regular intervals as follows:

- i) A major REVIEW will be carried out at five-year intervals;**
- ii) An annual REVIEW will be made to incorporate new information as it becomes available and minor changes not requiring AMENDMENT or permitted through the Interpretation clause will be consolidated in the PLAN at that time;**
- iii) AMENDMENTS will be required when a major change to a land-use designation or a major public work is proposed that does not conform to the policies herein or any other major change that is proposed to the policies of this PLAN; and,**
- iv) For the purposes of maintaining conformity, AMENDMENTS will be required when major revisions are made to the Regional Official Plan which have a direct bearing on the planning of Hamilton.**

6.2 Council will promote the active participation of the citizens of the City of Hamilton in the implementation of the policies of this Plan and any subsequent AMENDMENTS, and will provide opportunities for such participation.

SUBSECTION D.7

GOVERNMENTAL ASSISTANCE

Implementation of the general intent and objectives of this Plan will, in part, be dependent upon the availability and application by both public and private enterprise, of the various GOVERNMENTAL and funding opportunities available.

- 7.1 Council, in co-operation with local agencies, will investigate the availability of Provincial and Federal ASSISTANCE and funding programs which may, from time to time, be instituted which will assist in the realization on any aspect of this Plan. Where appropriate, Council may make, and/or will encourage private enterprise to make, application for relevant funding under such programs.
- 7.2 Where difficulty is experienced by a developer in assembling land for a development or redevelopment which is encouraged in, or would further the intent of, this Plan, Council may, if requested, offer its ASSISTANCE and:
 - i) May act as an intermediary through the use of its good offices to secure the voluntary co-operation of all parties necessary to bring the proposed development or redevelopment to fruition;
 - ii) Where redevelopment is clearly in the best interests of the citizens of Hamilton, but would otherwise fail to materialize, Council may designate the area as a redevelopment area as provided by The Planning Act and may assemble the necessary land or carry out such other action as may be necessary to bring the proposed development to fruition; and,
 - iii) Where such a development is clearly in the interest of all citizens of the Region but which would otherwise fail to materialize, Council may request the ASSISTANCE and co-operation of other levels of GOVERNMENT in any action as may be necessary to bring the proposed development to fruition.

SUBSECTION D.8

INTERPRETATION

For the administration and Implementation of this Plan, the activities of the City, the Region and the Province of Ontario and all other affected public agencies should be co-ordinated and unless special circumstances prevail which would make alternative arrangements expedient, the Planning and Development Committee and Council will be the co-ordinating agency.

8.1 Adoption of this Plan will be evidence that Council has undertaken to abide by the Plan and implement its provisions. More particularly:

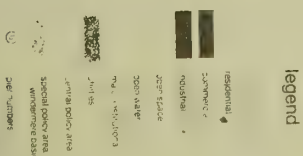
- i) No public works will be undertaken that do not conform with the intent of this Plan;
- ii) No by-laws or other regulations will be adopted or imposed that are contrary to the intent of this Plan; and,
- iii) The Municipal Budget and Five-Year Capital Budget forecast will be drawn up to recognize the provisions of this Plan.

8.2 The boundaries between the classes of land use designated on Schedule "A" by patterned areas, as well as any other boundaries indicated on Schedules "B", "C", "D" and "E" are only intended to be general and not to define the exact limits of any land use or policy. It is intended, therefore, that minor adjustments may be made in respect of these boundaries in the Zoning By-law without the necessity of further amending this Official Plan, so long as such By-laws conform to the general intent and purpose of this Plan.

8.3 Council will give very careful attention to proposed developments in adjacent Municipalities and will object to any that would appear to prejudice the sound planning of the City as set out in this Plan.

8.4 This Plan does not prohibit or otherwise attempt to regulate the use of land by the Hamilton Harbour Commissioners for bona fide shipping and navigation purposes.

- 8.5 Any Zoning By-laws implementing this Plan will contain a provision that exempts the development of land for bona fide shipping and navigation purposes by the Hamilton Harbour Commissioners.



land use concept

legend

Schedule A

to the official plan
for
the city of hamilton
June 1980

special policy areas

legend



schedule B

to the official plan
of the city of hamilton

August 1980

environmentally sensitive areas

legend

- 1 royal botanical gardens,
cootes paradise
- 2 hamilton mountain
(radial line)
- 3 hamilton niagara
escarpment
- 4 red hill creek,
kings forest
- 5 ancaster creek
headwater
- 6 red hill creek marsh
van wagners marsh
- 7 telkers falls &
niagara escarpment
- 8 toll gate ponds



schedule D

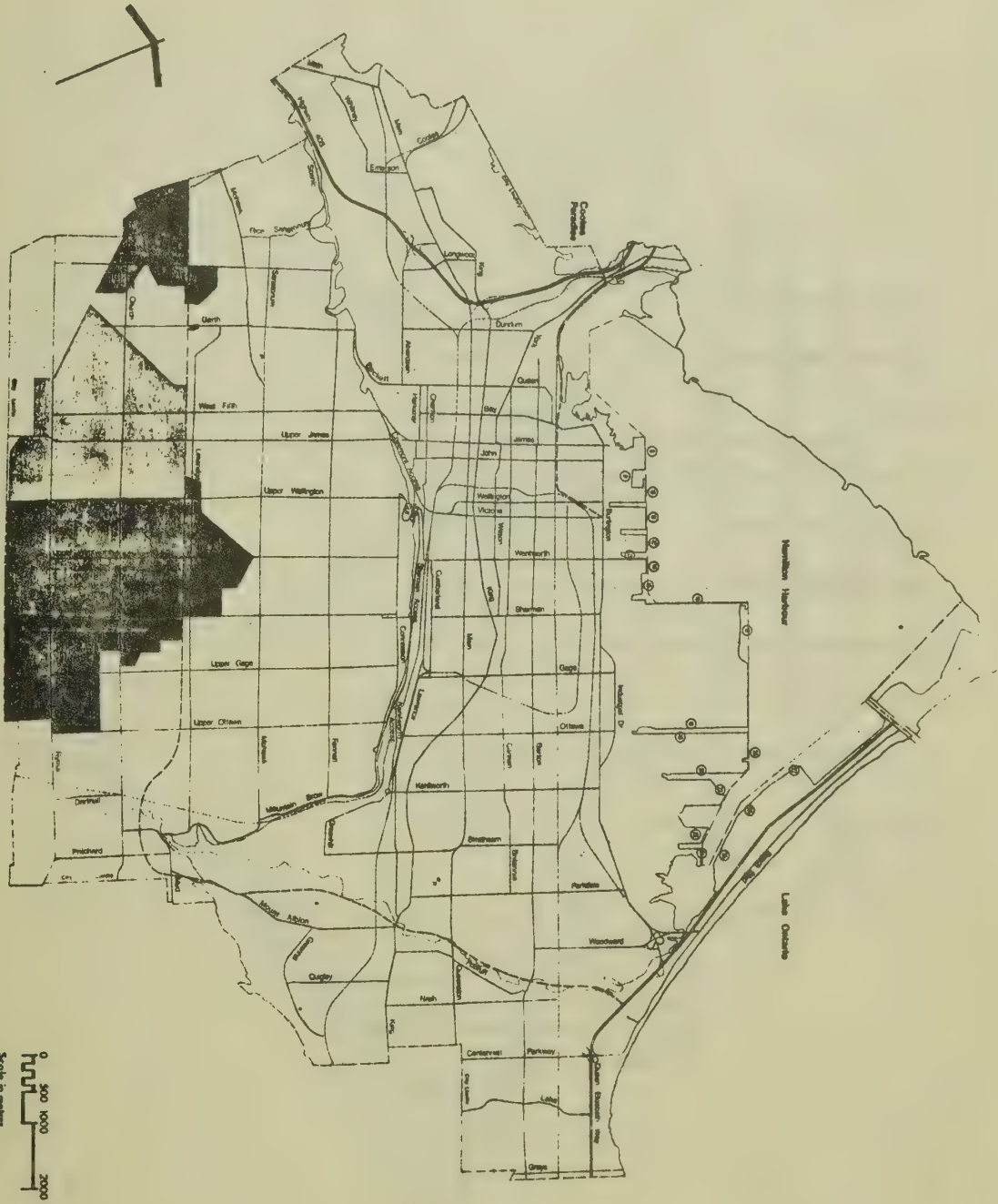
to the official plan
for
the city of hamilton

August 1980

staging of development

legend

- stage 1
- stage 2
- stage 3



0 500 1000 2000
feet
Scale in feet

Schedule E

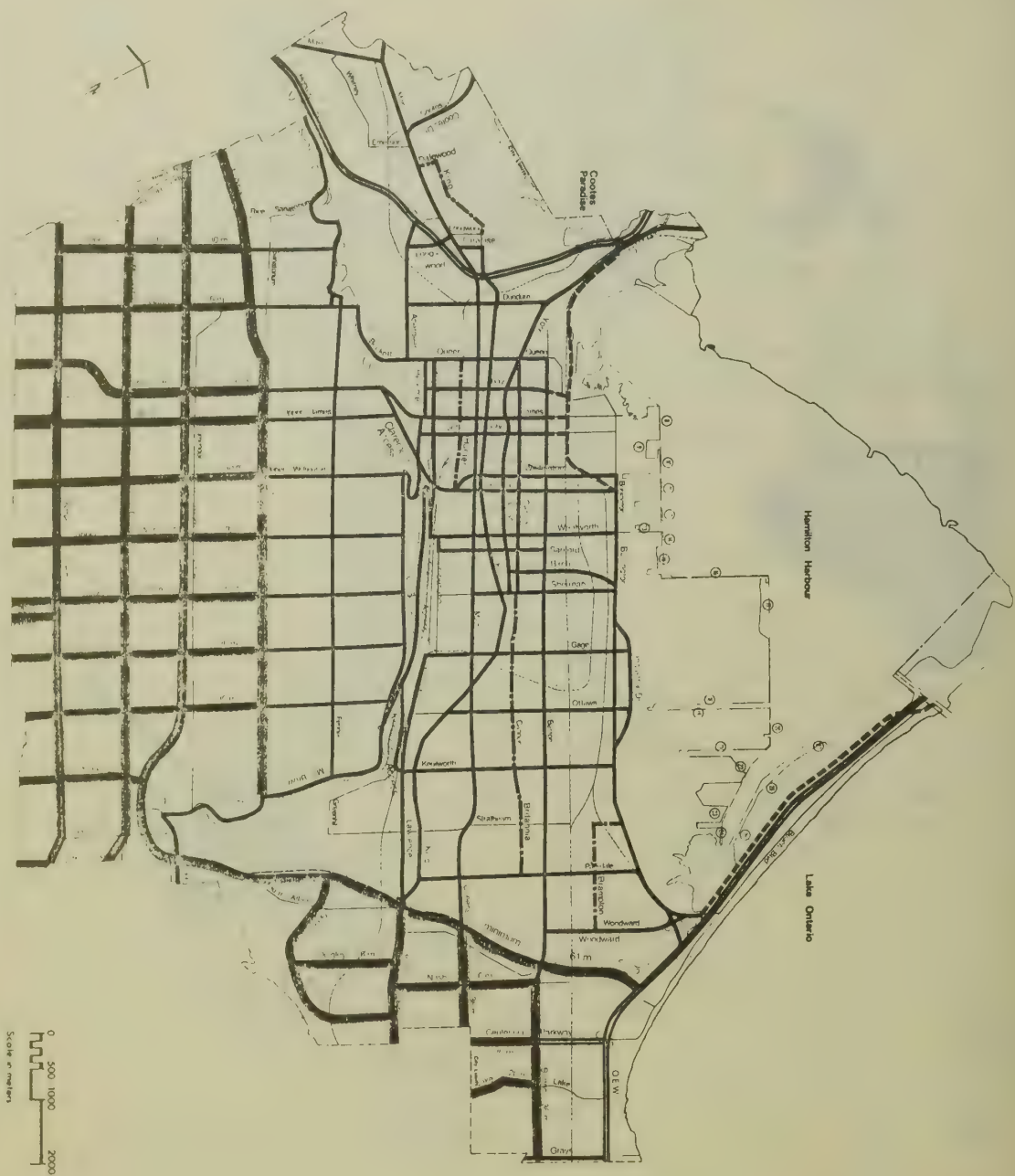
to the official plan
for
the city of Hamilton

August 1990

major roads

legend

- inter-regional highway
- arterial roads (regional)
- proposed arterial roads (regional)
- other roads
- 36m designated rights-of-way width



0 500 1000 2000
Scale in feet

schedule F

to the official plan
for
the city of hamilton

August 1980

The Corporation of the City of Hamilton

BY-LAW NO. 80- 239

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Upper Wentworth Street, west side;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 4 of the 6th Report of the Traffic and Engineering Committee on the 8th day of April, 1980;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 30th day of July, 1980 issue Order No. E 80860 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$60,000.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$33,342.50 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$60,000.00.

2. The share or portion of the estimated cost of the works in the amount of \$33,342.50 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. The estimated gross cost of the works in the amount of \$60,000.00 including the share or portion borne by the City in the amount of \$26,657.50 and the share or portion that shall be borne by the lands abutting directly on the works in the amount of \$33,342.50, shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth;

- (a) to the extent sufficient to provide an amount not exceeding \$60,000.00, and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

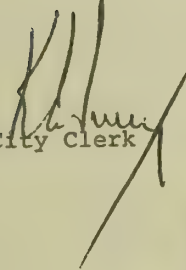
4. The Regional Commissioner of Engineering is hereby authorized to:

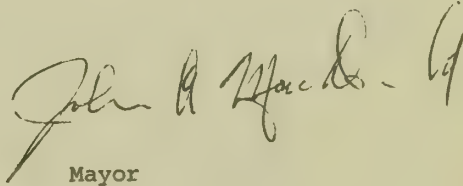
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 26th day of August

A.D. 1980.


Deputy City Clerk


Mayor



SCHEDULE "A"

The construction on the west side of Upper Wentworth Street from Mohawk Road to 80m south of Limeridge Road at the costs and charges not exceeding those set out below:

City's share:	\$26,657.50
Owners' share:	<u>33,342.50</u>
Total Estimated Cost:	<u>\$60,000.00</u>

Estimated Cost Per metre frontage: \$33.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 80- 240

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Upper Wentworth Street, east side;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 5 of the 6th Report of the Traffic and Engineering Committee on the 8th day April, 1980;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 31st day of July, 1980 issue Order No. E 80857 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$22,500.00;
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$10,650.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$22,500.00.
2. The share or portion of the estimated cost of the works in the amount of \$10,650.00 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. The estimated gross cost of the works in the amount of \$22,500.00 including the share or portion borne by the City in the amount of \$11,850.00 and the share or portion that shall be borne by the lands abutting directly on the works in the amount of \$10,650.00 shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth;

- (a) to the extent sufficient to provide an amount not exceeding \$22,500.00, and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

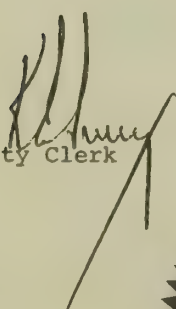
4. The Regional Commissioner of Engineering is hereby authorized to:

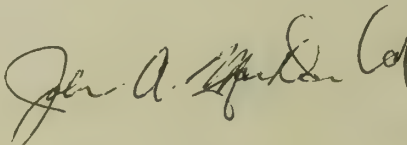
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

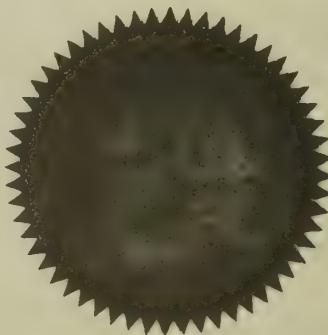
5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 26th day of August

A.D. 1980.


Deputy City Clerk


Mayor



SCHEDULE "A"

The construction on the east side of Upper Wentworth Street from Mohawk Road to 325m southerly and from Limeridge Road to 80m southerly at the costs and charges not exceeding those set out below:

City' share:	\$11,850.00
Owners' share:	<u>10,650.00</u>
Total Estimated Cost:	<u>\$22,500.00</u>

Estimated per metre frontage: \$33.00

Fifteen annual instalments

Bill No. 243

The Corporation of the City of Hamilton

BY-LAW NO. 80-241

To Authorize:

1. The construction of a local improvement on George Street between Queen Street South and Hess Street South of a pedestrian mall as described in Schedule "A";
2. The special assessment to pay a portion of the cost, upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 21 of the 7th Report of the Traffic and Engineering Committee on the 29th day of April, 1980;

AND WHEREAS the Council has procured to be made reports, estimates and statements for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 21st day of July, 1980, issue Order No. E 80559, approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of a pedestrian mall on George Street between Queen Street South and Hess Street South as a local improvement on petition at an estimated cost of \$160,000.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$85,000.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$160,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$85,000.00 to be borne by the lands abutting directly on the works and the estimated cost per metre to be rated shall be as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth;
 - (a) to the extent sufficient to provide an amount not exceeding \$85,000.00, and

- 2 -

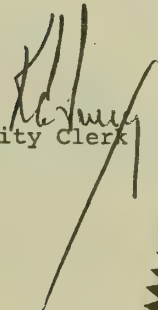
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

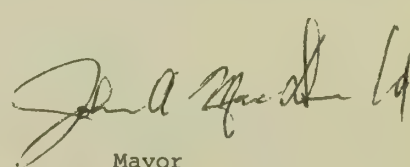
4. The Regional Commissioner of Engineering is hereby authorized to:

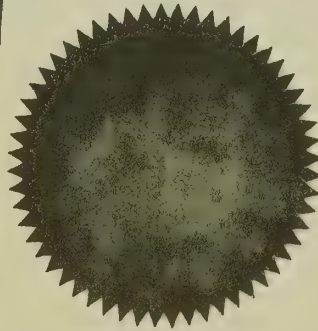
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 26th day of August A.D. 1980.


Deputy City Clerk


Mayor



SCHEDULE "A"

The construction on George Street between Queen Street South and Hess Street South of a pedestrian mall at the costs and charges not exceeding those set out below:

City's share:	\$75,000.00
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Owners' share:	<u>85,000.00</u>
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Total Estimated Cost:	<u>\$160,000.00</u>
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Estimated per metre frontage:	\$524.87
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Fifteen annual instalments

BY-LAW NO. 80- 242

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26th DAY OF August, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

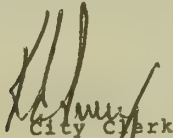
AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 26th day of August A.D., 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80-243

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Lancing Drive and Nebo Road;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

FILE NO.		
DATE		
NOV 26 1980		
ENV. SER.		DEPT.
ENG. SER.		
TRANS. SER.		
REG. SURV.		FILED BY

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 7 of the 7th Report of the Traffic and Engineering Committee on the 29th day of April, 1980;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 15th day of August, 1980 issue Order No. E 80855 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$390,000.00; and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$390,000.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$390,000.00.

2. The share or portion of the estimated cost of the works in the amount of \$84,459.45 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. The estimated gross cost of the works in the amount of \$390,000.00 including the share or portion borne by the City in the amount of \$305,540.55 and the share or portion that shall be borne by the lands abutting directly on the works in the amount of \$84,459.45 shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth;

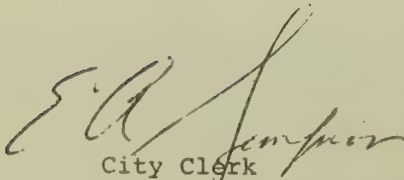
- (a) to the extent sufficient to provide an amount not exceeding \$390,000.00; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

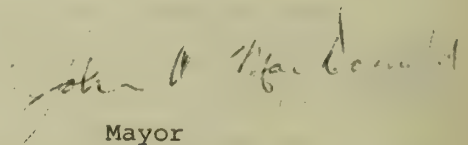
4. The Regional Commissioner of Engineering is hereby authorized to:

- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 9th day of September A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

The Construction of ROADWAYS and CONCRETE CURBS, on:

	<u>COST</u>	<u>DEBENTURES</u>
1. LANCING DRIVE from 76 metres west of Nebo Road to the east end of Lancing Drive	\$160,000.00	\$160,000.00
2. NEBO ROAD from 167.6 metres north of Lancing Drive to Rymal Road	\$230,000.00	\$230,000.00

at the costs and charges not exceeding those set out below:

City's share	\$305,540.55
Owners' share	<u>\$ 84,459.45</u>
Total Estimated Cost	<u>\$390,000.00</u>

Estimated per metre frontage: \$69.00

Fifteen annual installments

The Corporation of the City of Hamilton

BY-LAW NO. 80-244

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Anchor Road, Bigwin Road and Harlowe Road;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 9 of the 7th Report of the Traffic and Engineering Committee on the 29th day of April, 1980;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 15th day of August, 1980 issue Order No. E80858 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$570,000.00; and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$570,000.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$570,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$133,782.72 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

09/09/80

3. The estimated gross cost of the works in the amount of \$570,000.00 including the share or portion borne by the City in the amount of \$436,217.28 and the share or portion that shall be borne by the lands abutting directly on the works in the amount of \$133,782.72 shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth;

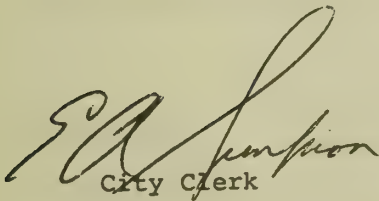
- (a) to the extent sufficient to provide an amount not exceeding \$570,000.00, and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

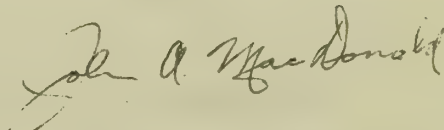
4. The Regional Commissioner of Engineering is hereby authorized to:

- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 9th day of September A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

Construction of ROADWAYS and CONCRETE CURBS on:

	<u>COST</u>	<u>DEBENTURES</u>
1. ANCHOR ROAD from Stone Church Road to 518 metres southerly	\$310,000.00	\$310,000.00
2. BIGWIN ROAD from Anchor Road to Pritchard Road	\$140,000.00	\$140,000.00
3. HARLOWE ROAD from Anchor Road to Pritchard Road	\$120,000.00	\$120,000.00

at the costs and charges not exceeding those set out below:

City's share:	\$436,217.28
Owners' share:	<u>133,782.72</u>
Total Estimated Cost	<u>\$570,000.00</u>

Estimated per metre frontage: \$69.00

Fifteen annual installments

The Corporation of the City of Hamilton

BY-LAW NO. 80-245

Respecting:

LAND DRAINAGE

WHEREAS The Municipal Act, R.S.O. 1970, Chapter 284 provides for prohibiting, requiring and regulating persons using sewers and drains in the City of Hamilton for land drainage as set out in this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,

- (a) "area drain", "building drain", "building sewer", "building trap", "main sewer", "sewage" and other technical terms shall have the same meaning as they are given in the Regulations under The Ontario Water Resources Commission Act;
- (b) "catch basin" means a drain and structure installed to collect surface water from an open area and to trap solids;
- (c) "Commissioner of Engineering" means the Commissioner of Engineering of the Regional Municipality of Hamilton-Wentworth;
- (d) "corporation" means The Corporation of the City of Hamilton;
- (e) "pH" means the logarithm (to the base 10) of the reciprocal of the weight of hydrogen ions in grams per litre of solution;
- (f) "standard methods" means the examination and analytical procedures set forth in the 11th edition of STANDARD METHODS FOR THE EXAMINATION OF WATER, SEWAGE AND INDUSTRIAL WASTES, published jointly in 1960 by the American Public Health Association, the American Water Works Association and the Water Pollution Control Federation. By-law No. 66-75, S. 1.

Administration and Enforcement

2. (1) The Commissioner of Engineering shall be responsible for the administration and enforcement of this by-law.
By-law No. 66-75, S. 3.

(2) Where a permit may be issued or is required to be issued under any by-law of the corporation, no permit shall be issued for any work that includes or otherwise involves works that are not permitted by this by-law or may be in contravention of this by-law.

Parking Area Drainage

3. (1) Every parking area, where storm sewers are available, shall be drained by catch basins and storm water yard sewers as follows:

1. Parking areas with less than 500 m² shall be drained as directed by the Commissioner of Engineering.
2. Parking areas with grass surfaces shall be drained as directed by the Commissioner of Engineering.
3. Parking areas with all other surfaces and larger than 500 m² shall have at least one catch basin for each 500 to 1000 m², unless designed by a Professional Engineer, and approved by the Commissioner of Engineering.

(2) Each catch basin shall have a sump at least 0.4 m deep, below the invert of the yard sewer, and shall be fitted with a suitable trap.

Prohibited Discharge

4. No person shall discharge or allow the discharge of, directly or indirectly, into any sewer or drain, or into any land drainage works that are capable of discharging into any well, pond, reservoir, lake, spring, stream, river or other water or watercourse, or other such place where the quality of the water may be impaired thereby any of the following:

1. Liquid or vapour having a temperature of more than 70° C.
2. Gasoline, benzine, naphtha, fuel oil or other inflammable or explosive liquid.
3. Ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, tar, plaster, wood, cellulose.
4. Animal waste, such as hair, wool or fur, feathers, intestines, blood, parts of bodies or other such animal waste.
5. Matter having a pH lower than 5.5 or higher than 9.5 having any other corrosive property which may cause damage to the sewerage system, or injury to any person.

09/09/80

6. Waste capable of creating a public nuisance by reason of its noxious or malodorous qualities or otherwise.
7. Substance of such a kind or condition or in such quantity as to be capable of causing obstruction to the flow in the sewers or interfering with the proper operation of the sewerage system.
8. Atomic waste or radioactive materials.
9. Hair from barber shops, hairdressing establishments, wigmakers' shops or other such places.
10. Blood or parts of human bodies from hospitals, medical schools, blood donor clinics, undertakers' establishments or from any other places of any kind.
By-law No. 66-75, S. 9(2).

Test of Wastes

5. All measurements, tests and analyses of the characteristics of water and waste shall be determined in accordance with standard methods. By-law No. 66-75, S. 10.

Filling Up and Draining Vacant Lots

6. Every owner of any ground, yard, or vacant lot shall, at all times, clean and clear and either fill up or drain the ground, yard or vacant lot. By-law No. 66-75, S. 13.

Miscellaneous Prohibitions

7. (1) No person shall obstruct any drain or watercourse, or allow the obstruction of the drain or watercourse, or maintain any obstruction in the drain or watercourse.
By-law No. 66-75, S. 14(1).

(2) The corporation may in writing require the owner of the lands or any other person, obstructing or allowing the obstruction of, or maintaining the obstruction of any drain or watercourse, to do all such work as the corporation determines is necessary to remove the obstruction. By-law No. 66-75, S. 14(1a).

(3) Where the owner or other person is required to do the work referred to in subsection 2, the work shall be done within the time specified in the written requirement. By-law No. 66-75, S. 14(1b).

(4) For the purpose of subsections 2 and 3, the corporation shall specify the obstruction. By-law No. 66-75, S. 14(1c).

8. No person shall do anything that may injure or foul up or fill up any sewer, drain, water or suction pipe or in any way obstruct any part of the sewerage or drainage system of the corporation. By-law No. 66-75, S. 14(2).

9. No unauthorized person shall tamper with or encumber any part of the sewerage system or drainage system, or enter into any main sewer or drain or other part of the sewerage system or drainage system. By-law No. 66-75, S. 14(2).

Where Work to be Done by Engineer

10. Whenever any work required by this by-law or an order under this by-law to be done is not done, or is not done in accordance with the by-law, the Commissioner of Engineering may cause it to be properly done, and the amount of the expense incurred in doing it shall be added to the collector's roll and collected as realty taxes are collected. By-law No. 72-165, S. 4.

Application

11. Nothing in this by-law shall be so construed as to purport to allow anything which by the provisions of any applicable Statute, Regulation or By-law, is prohibited. By-law No. 66-75, S. 2.

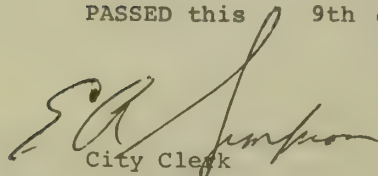
Penalty

12. Every person who contravenes any provision of this by-law is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000.00, exclusive of costs. By-law No. 73-39, S. 6.

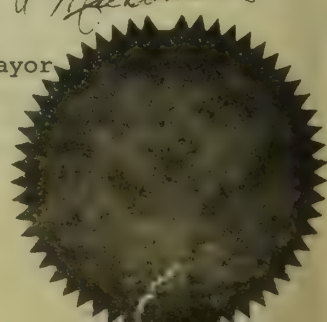
13. (1) By-laws Nos. 66-75, 66-126, 68-102, 68-138, 71-152, 71-253, 72-64 and 72-165 are repealed.

(2) Subsection 6 of By-law No. 73-39 is repealed.

PASSED this 9th day of September A.D. 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80-246

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 74 AFTON AVENUE

WHEREAS a Notice dated the 24th day of April, 1980 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 3rd day of July, 1980 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. '74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

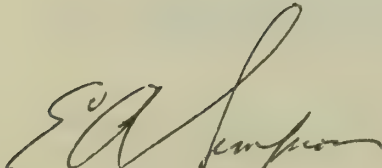
AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

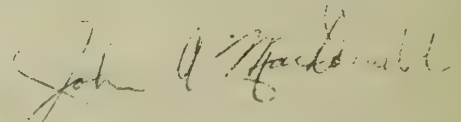
AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

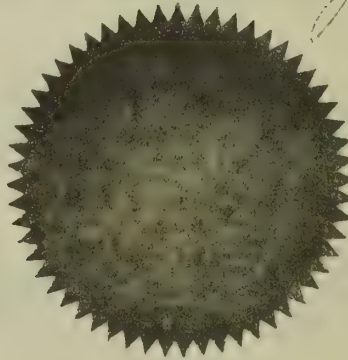
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.
2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 9th day of September A.D. 19 80.


City Clerk


Mayor



SCHEDULE "A"

To By-law No. 80-246

Municipal Address: 74 Afton Avenue, Hamilton, Ontario

ALL and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the County of Hamilton-Wentworth, and being composed of parts of lots numbers forty-one (41) and forty-two (42) on Central Avenue more particularly described as follows:

COMMENCING on the south side of Central Avenue at a post planted distant eighty-five feet (84') westerly from the corner of Prospect Street and Central Avenue; THENCE westerly and along Central Avenue twenty-two feet eight inches (22'8") to a post planted; THENCE southerly parallel with Prospect Street to the northerly margin of an alley in the rear of said lot forty-two (42); THENCE easterly along the northerly margin of said alley and being also the southerly limit of said lots forty-one (41) and forty-two (42) twenty-two feet eight inches (22'8") to a post planted; THENCE northerly parallel with Prospect Street to Central Avenue the place of beginning, according to Lewis Springer's Survey, Plan Number 252.

The Corporation of the City of Hamilton

BY-LAW NO. 80-247

To Repeal:

Zoning By-law No. 79-55

Respecting:

LAND LOCATED AT NOS. 635, 637 and 639 MAIN STREET EAST

WHEREAS it was proposed to establish a fast food restaurant on the said land;

AND WHEREAS By-law No. 79-55, passed on the 30th day of January, 1979, proposed that the said land shall be exempted from clause (b) of paragraph 1 and paragraph 2 of subsection 12 of section 18 of By-law No. 6593 requiring,

- (a) that a 40-foot distance between a residential district and parking and manoeuvring area used in conjunction with a restaurant, shall be provided; and
- (b) that no points of ingress or egress to or from the lot on which the restaurant is located shall be closer than 100 feet to a residential district boundary.

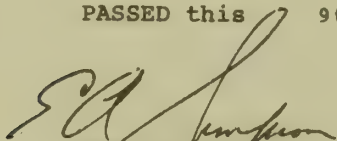
AND WHEREAS the Ontario Municipal Board, in its Decision dated November 16, 1979, dismissed the application for approval of By-law No. 79-55 for the reason that the said fast food restaurant could create extremely heavy and noisy traffic use of a 12-foot wide public unassumed alley situated to the rear of the said land, thereby interfering with the use of residentially used properties that abut to the rear on the said alley and which front on Aikman Avenue;

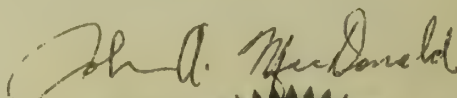
AND WHEREAS it is desirable to repeal the said by-law since, in any event, it has not been approved by the Ontario Municipal Board, in order to clear the record.

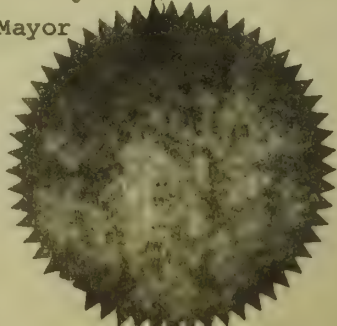
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 79-55, passed on the 30th day of January, 1979, is repealed.

PASSED this 9th day of September A.D. 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80-248

To Amend:

Zoning By-law No. 6593

Respecting:

REFACING EXISTING BUILDINGS

WHEREAS section 18(2)(ii) of By-law No. 6593, passed on the 25th day of July, 1950, provided for the permitted height of certain public and institutional buildings such as public or private homes for the aged, fire stations, schools other than commercial schools, and churches;

AND WHEREAS By-law No. 6593 contains no provision for allowing the encroachment into front yards by the refacing for an existing building;

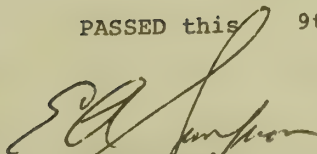
AND WHEREAS it is desirable to delete the height requirements for public and institutional buildings and to permit the encroachment as aforesaid;

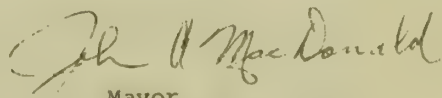
AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

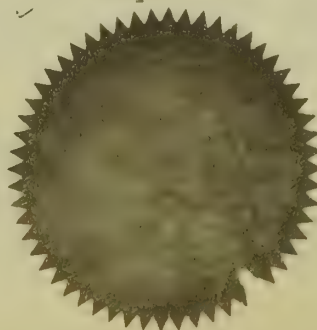
1. Section 18(2)(ii) of By-law No. 6593 is repealed.
2. Section 18(3)(vi) of the said by-law is amended by adding the following subclause thereto:
 - (k) An existing building may encroach or further encroach for the purpose only of refacing the building into a required yard to a distance not exceeding 0.15 metres.

PASSED this 9th day of September A.D. 1980.


City Clerk


Mayor

(1980) 27 R.P.D.C. 3, August 26
City Initiative 80-P



The Corporation of the City of Hamilton

BY-LAW NO. 80-249

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Stone Church Road, south side;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 10 of the 7th Report of the Traffic and Engineering Committee on the 29th day of April, 1980;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 30th day of July, 1980 issue Order No. E 80856 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$25,000.00; and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$5,819.17 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$25,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$5,819.17 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

09/09/80

3. The estimated gross cost of the works in the amount of \$25,000.00 including the share or portion borne by the City in the amount of \$19,180.83 and the share or portion that shall be borne by the lands abutting directly on the works in the amount of \$5,819.17 shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth;

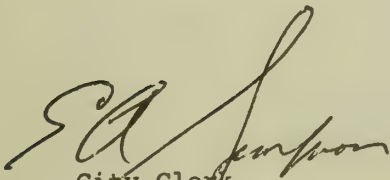
- (a) to the extent sufficient to provide an amount not exceeding \$25,000.00, and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

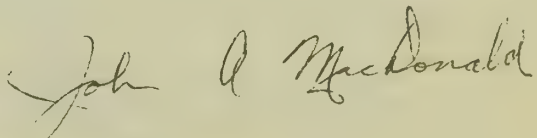
4. The Regional Commissioner of Engineering is hereby authorized to:

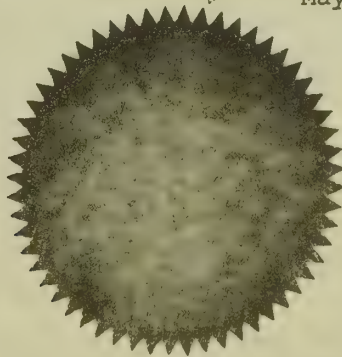
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 9th day of September A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

The Construction of a CONCRETE WALK on Stone Church Road
(south side) from Upper Gage Avenue to Taymall Street at
the costs and charges not exceeding those set out below:

City's share	\$19,180.83
Owners' share	<u>5,819.17</u>
Total Estimated Cost	<u>\$25,000.00</u>

Estimated per foot frontage: \$ 5.00

Fifteen annual installments

The Corporation of the City of Hamilton

BY-LAW NO. 80-250

To Authorize:

1. The construction of local improvements on East 23rd Street from Concession to Crockett Street, of a finished roadway, as described in Schedule "A";
2. The special assessment to pay a portion of the cost, upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 1 of the 10th Report of the Traffic and Engineering Committee on the 3rd day of June, 1980;

AND WHEREAS the Council has procured to be made reports, estimates and statements for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 22nd day of August, 1980 issue Order No. E 80887 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of a finished roadway on East 23rd Street from Concession to Crockett Street as a local improvement on petition at an estimated cost of \$140,000.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$29,268.65 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$140,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$29,268.65 to be borne by the lands abutting directly on the works and the estimated cost per metre to be rated shall be as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

- 2 -

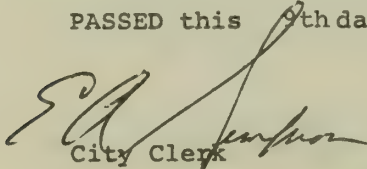
- (a) to the extent sufficient to provide an amount not exceeding \$29,268.65; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

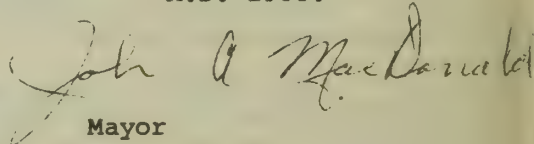
4. The Regional Commissioner of Engineering is hereby authorized to -

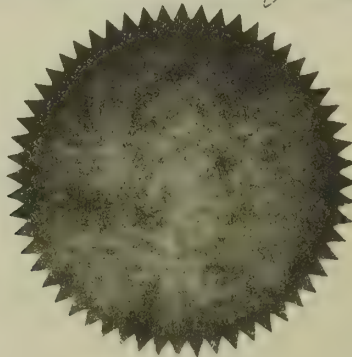
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 9th day of September A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

The Construction of a ROADWAY on East 23rd Street
from Concession Street to Crockett Street at the
costs and charges not exceeding those set out
below:

City's share	\$110,731.35
Owners' share	<u>29,268.65</u>
Total Estimated Cost	<u><u>\$140,000.00</u></u>

Estimated per metre
frontage: \$57.50

Fifteen annual installments

BY-LAW NO. 80 -251

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 25A (Parking Time Limits, Mon.- Fri.) of By-law No. 66-100 To Regulate Traffic, passed on the 29th day of March, 1966 is hereby further amended by adding the following sub-section, namely:-

"11. Two Hour Limit between the hours of 8 o'clock in the forenoon and 9 o'clock in the afternoon on the following streets and parts of streets, excepting such parts of the same where parking or stopping is prohibited.

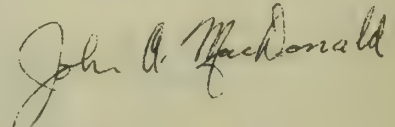
<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Lloyd	South	Lottridge to Chapple".

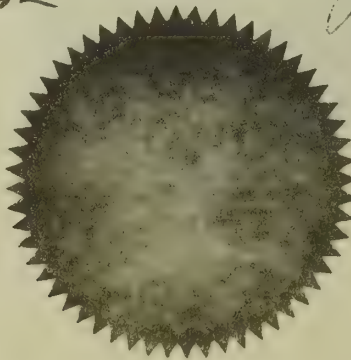
2. Schedule 26 (No Parking Areas) is hereby amended by adding to Section A (No Parking Anytime) the following item, namely:-

'Bonnaventure	North	Caroga to Clifton Downs".
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PASSED this 9th day of September , A.D. 1980.


CITY CLERK


MAYOR



BY-LAW NO. 80 - 252

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by adding thereto the following item, namely:-

"Swan Eastbound Berkindale".

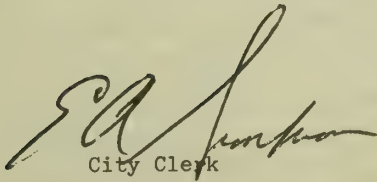
2. Schedule 29 (No Stopping Areas) is hereby amended by deleting from Section C (No Stopping, 4:00 PM- 6:00 PM) the following item, namely:-

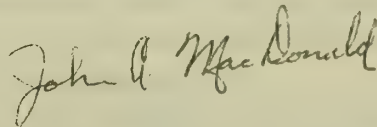
"Caroline West Jackson to Bold",

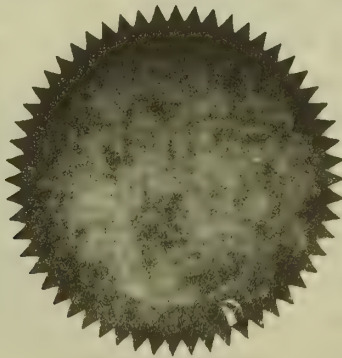
and by adding thereto the following item, namely:-

"Caroline West Jackson to Hunter".

PASSED this 9th day of September , A.D. 1980.


City Clerk


Mayor



BY-LAW NO. 80-253

To Authorize the Reconveyance
of 178 Fairleigh Avenue South,
Hamilton, to Doris Helen Clancy

WHEREAS Doris Helen Clancy has been in recent years, the sole person exercising control of, and occupying, the premises known municipally as 178 Fairleigh Avenue South in the City of Hamilton and accordingly received realty tax notices from The Corporation of the City of Hamilton;

AND WHEREAS, pursuant to Tax Warrant dated March 1st, 1974, the said lands were sold by public auction to the said Corporation on June 13th, 1974 for arrears of realty taxes and other valuable consideration;

AND WHEREAS, pursuant to a tax sale deed dated March 7th, 1977 and registered in the Land Registry Office for the Registry Division of Wentworth (No. 62) on March 18th, 1977 as Instrument No. 42726 C.D., the said Corporation became the registered owner of the lands;

AND WHEREAS the lands have not been sold or conveyed or been declared by by-law to be required for the purposes of the said Corporation;

AND WHEREAS the said Doris Helen Clancy, a person to whom notice of the aforesaid tax sale was sent, has applied to the said Corporation for conveyance of the lands to her;

AND WHEREAS, by Section 582(1) of The Municipal Act, R.S.O. 1970, Chapter 284, as amended, with the approval of the Ministry of Intergovernmental Affairs, Doris Helen Clancy would be entitled to obtain such a conveyance, upon payment of the full amount payable to the Corporation in respect of taxes, penalties and interest on the lands, had they not been sold for taxes, (there being no expenditure for repairs and insurance in respect to the said lands having been made by the Corporation);

AND WHEREAS, the lands are more particularly described in Schedule "A" hereto;

AND WHEREAS, on July 29, 1980, the Council of the Corporation enacted By-law 80-224 to authorize conveyance of the lands to "Doris Clancy", on:

1. approval of the conveyance by the Ministry of Intergovernmental Affairs; and
2. the payment to the Corporation of all amounts that would have been owing respecting the lands for taxes, penalties and interest, had the lands not been sold for taxes;

AND WHEREAS, the applicant's full name is "Doris Helen Clancy";

AND WHEREAS, the applicant has made claims for compensation in respect to the City's seizure of rents from certain other properties, and the Corporation and the applicant have agreed to settle those claims;

- 2 -

NOWTHEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

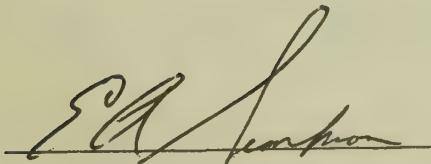
1. The City Treasurer is hereby authorized and directed to make application to the Ministry of Intergovernmental Affairs for approval of the conveyance of the said lands to Doris Helen Clancy.

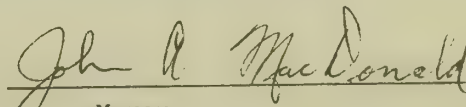
2. If such approval is obtained, the City Solicitor is hereby authorized and directed to prepare, have executed, and to deliver a deed of the lands from The Corporation of the City of Hamilton to Doris Helen Clancy, on or before September 30, 1980, upon receiving payment of:

Court and Sheriff's costs:	\$ 161.00
taxes, 1971 - 1980 plus portion of penalty and interest	<u>\$10,744.12</u>
Total:	<u><u>\$10,905.12</u></u>

3. By-law 80-224 is hereby repealed.

PASSED this 9th day of September A.D., 1980.


City Clerk


Mayor



SCHEDULE "A"

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, and being composed of Lot 27, according to the C.J. Skinner Survey, registered in the Land Registry Office for the Registry Division of Wentworth (No. 62) as Plan 401.

The Corporation of the City of Hamilton

BY-LAW NO. 80-254

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
21-23 ST. MATTHEWS AVENUE, HAMILTON

WHEREAS a Notice dated the 25th day of April, 1980 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 23rd day of June, 1980 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS an appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS a hearing was held on the 18th day of August, 1980 by the Property Standards Committee in accordance with subsection 11 of section 36 of the said Act;

AND WHEREAS the Property Standards Committee confirmed the Order in accordance with subsection 18 of section 36 of the said Act;

AND WHEREAS no appeal has been lodged with a Judge of the Judicial District pursuant to subsection 19 of section 36 of the said Act;

AND WHEREAS the Order is now deemed to be final and binding pursuant to subsection 20 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

BY-LAW NO. 80- 255

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9th DAY OF September A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

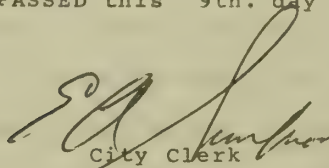
AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

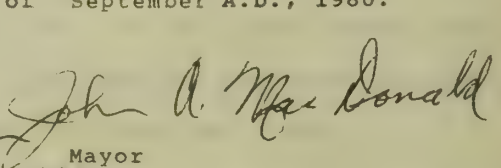
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 9th. day of September A.D., 1980.


City Clerk


Mayor



09/30/80	
BILL NO.	
LETTER NO.	
NOV 28 1980	
FILED	
CLERK	
RECEIVED	
NOV 28 1980	
CLERK	

The Corporation of the City of Hamilton

BY-LAW NO. 80-256

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 109 and 115 PARK STREET NORTH

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-4 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "L-c" (Planned Development - Commercial) district to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

- 1. Processing, storage, wholesale and retail sale of mushrooms and other foodstuffs shall be permitted.
- 2. Section 18(3)(iv)(d) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-716".

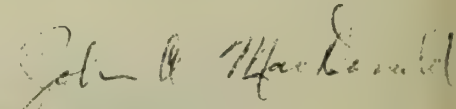
5. Sheet No. W-4 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-716".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 30th day of September A.D. 1980.


City Clerk

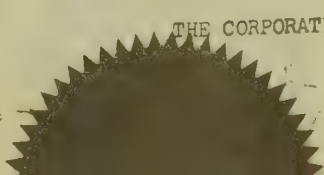

Mayor



(1980) 27 R.P.D.C. 2, August 26
Estate of George A. Gath, Owner
Z.A. 80-65

This is Schedule "A" to By-law No. 40-256 passed the 30th day of September 1980

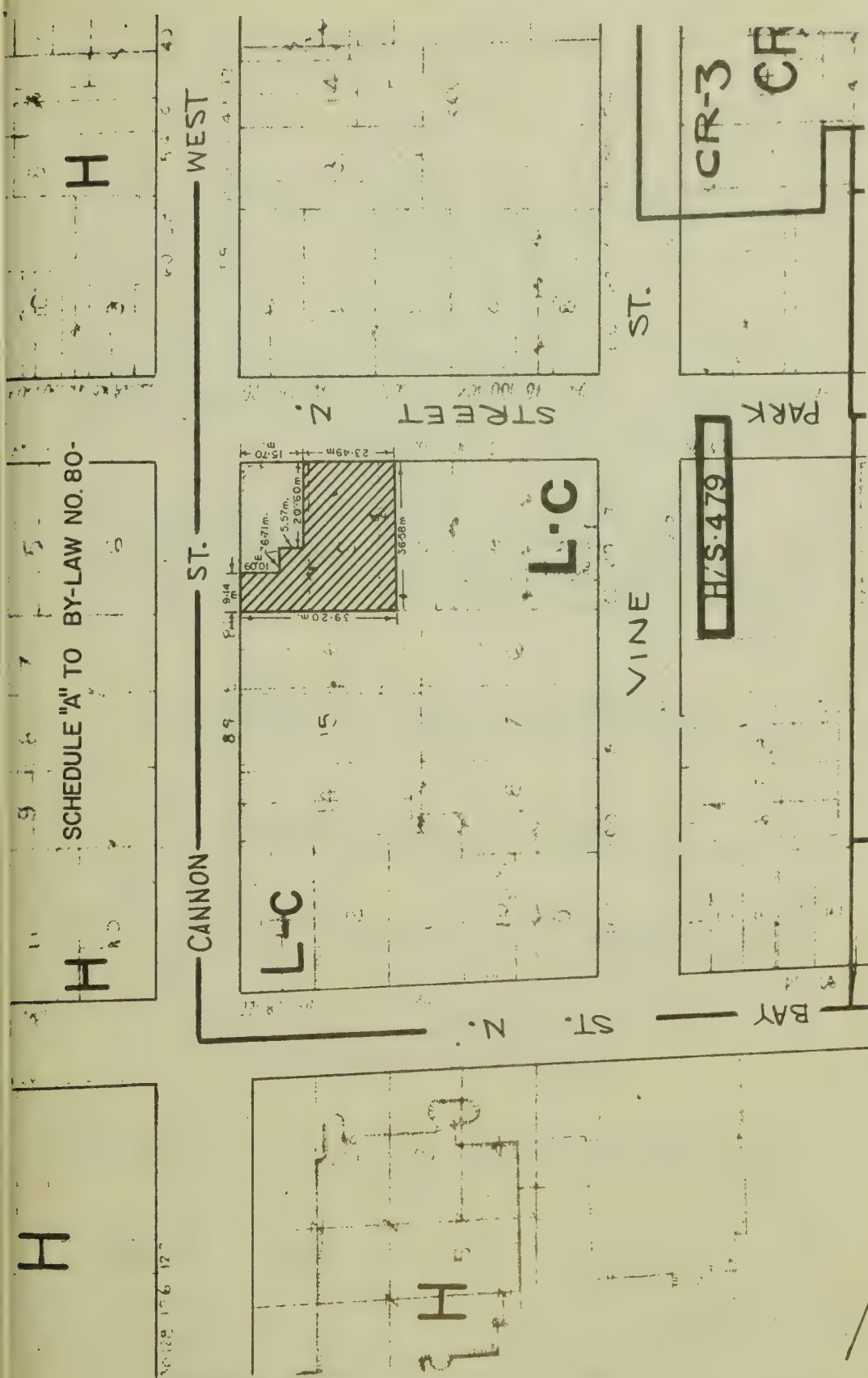
[Signature]
City Clerk



THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

Bill No. 258



LEGEND



Lands on Part of Sheet No. W-4 of The Zoning District Maps to be re-zoned from "L-c" (Planned Development - Commercial) District to "H" (Community Shopping and Commercial, etc.) District.

- 800 -
09/30/80

The Corporation of the City of Hamilton

BY-LAW NO. 80- 257

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 109 and 115 PARK STREET NORTH

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

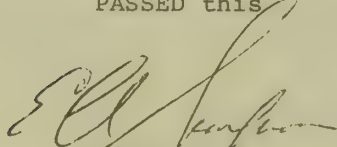
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

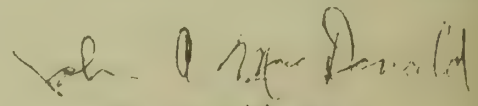
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

12. Land located at Municipal Nos. 109 and 115 Park Street North, shown on Appendix 12 hereto annexed and forming part of this by-law.

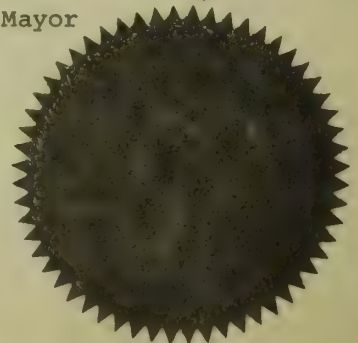
2. Schedule "A" is annexed hereto and forms part of this by-law.

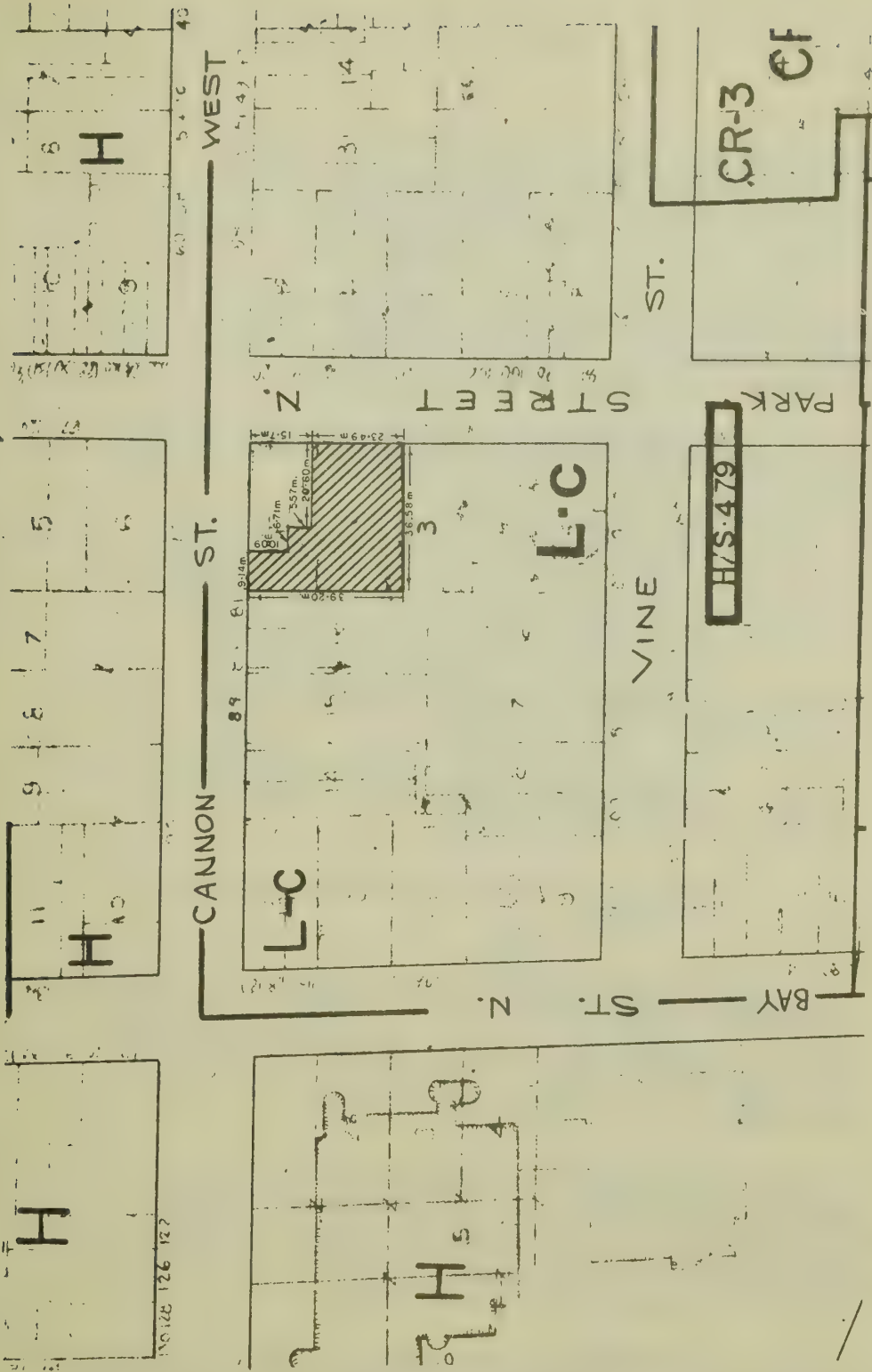
PASSED this 30th day of September A.D. 1980.


City Clerk


Mayor

(1980) 27 R.P.D.C. 2(ii), August 26
Estate of George A. Gath, Owner
Z.A. 80-65





LEGEND



Lands on Part of Sheet No. W-4 of The Zoning District Maps forming part of By-law No. 6593 designated as an area of Site Plan Control pursuant to Section 35a of The Planning Act.

Appendix 12 to By-law No. 79-275.



802 -
09/30/
80

Bill No. 259

This is Schedule "A" to By-law No. 80-257 passed the 30th day of September 1980

[Signature]
City Clerk



THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-258

To Regulate:

SMOKING IN PUBLIC AREAS

WHEREAS section 242 of The Municipal Act, R.S.O. 1970, Chapter 284 provides as follows:

242. Every council may pass such by-laws and make such regulations for the health, safety, morality and welfare of the inhabitants of the municipality in matters not specifically provided for by this Act as may be deemed expedient and are not contrary to law, and for governing the proceedings of the council, the conduct of its members and the calling of meetings.

AND WHEREAS paragraph 120 of subsection 1 of section 354 provides that by-laws may be passed by the councils of local municipalities,

120. For prohibiting and abating public nuisances.

AND WHEREAS it has been determined that second-hand tobacco smoke (exhaled smoke and smoke from idling cigarettes, cigars and pipes) is a public nuisance because of its irritating and discomforting properties and is a health hazard because of its impairment, adverse effect and risk to health, to the inhabitants of the City of Hamilton;

AND WHEREAS it is desirable for the health, safety, and welfare of the inhabitants of the City of Hamilton to provide for regulating smoking and second-hand smoke for the better protection of persons from conditions injurious to health in accordance with the provisions of this by-law;

AND WHEREAS it is desirable to provide for the prohibiting and abating of second-hand smoke in accordance with the provisions of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,

(a) "City" means the City of Hamilton;

09/30/80

- (b) "proprietor" means the person who ultimately controls, governs, or directs the activity carried on within the kinds of premises referred to in this by-law and includes the person actually in charge thereof;
- (c) "reception area" means the public space used by an office or other establishment for the receiving or greeting of customers, clients or other persons dealing with such office or establishment;
- (d) "retail shop" means a building or part of a building, booth, stall or place where goods are exposed or offered for sale by retail, but does not include a place where the only trade or business carried on is that of,
 - (i) a licensed hotel or tavern;
 - (ii) a victualling house or refreshment house;
 - (iii) the custom blending of tobaccos, or the sale of tobaccos, pipes, cigars or smokers' sundries;
- (e) "second-hand smoke" means,
 - (i) exhaled smoke;
 - (ii) smoke from an idling,
 - A. cigarette; or
 - B. cigar; or
 - C. pipe; or
 - D. any other tobacco using or constructed device,

but does not include smoke that has drifted into a place or area in which smoking is prohibited from a place or area in which smoking is not prohibited;
- (f) "service line" means an indoor line of two or more persons awaiting service of any kind, regardless of whether or not such service involves the exchange of money, and includes awaiting sales service, purchase service, provision of information or advice, and the transfer of money or goods;
- (g) "smoke" or "smoking" means produce or production of second-hand smoke.

Retail Shops

2. (1) No person shall smoke in any retail shop except in a part thereof used as a lunch counter, hairdressing parlour, barber shop, restroom, or a part used as offices by members of the staff.

(2) For the purpose of subsection 1, "office" does not include an open service counter area.

3. (1) The proprietor of a retail shop shall post or cause to be posted one or more signs in accordance with the requirements of section 20 or section 21.

(2) The sign or signs shall be conspicuously posted so as to be clearly visible from all parts of each floor of the retail shop referred to in section 2.

Hospitals

4. (1) Except as provided in subsection 2, no person shall smoke in any area of a hospital to which members of the public have access.

(2) Subject to The Fire Marshals Act and By-law No. 4797, the proprietor may designate not more than 50% of the floor area of the area of any other part of a hospital, other than a patient care area, for the purpose of smoking.

(3) Except as provided in subsection 4, no person shall smoke in a patient care area in a hospital.

(4) Where a patient receives written permission from his or her personal physician, and the other patient in the shared accommodation gives written approval, a patient shall be permitted to smoke in the portion of the patient care area allocated to that patient.

5. (1) Where an area is designated under subsection 2 of section 4, smoking shall be permitted in the area so designated, and the proprietor of the hospital shall post or cause to be posted one or more signs in the area, marked "Smoking In This Area Only".

(2) Where smoking is prohibited in an area of the hospital, the proprietor shall post or cause to be posted one or more signs in accordance with the requirements of section 20 or section 21.

(3) The sign or signs shall be conspicuously posted,

(a) so as to be clearly visible from,

(i) all parts of the area to which the members of the public have access other than the patient care area;

- (ii) all parts of the patient care area;
and
- (b) so as to clearly identify the areas in
which smoking is and is not prohibited.

Banks, Financial Institutions and Municipal Offices

6. (1) Except as provided in subsection 2, no person shall smoke in a bank, financial institution or municipal office.

(2) Subject to The Fire Marshals Act and By-law No. 4797, the proprietor may designate not more than 50% of the total floor area of the bank, financial institution or municipal office for the purpose of smoking.

7. (1) Where an area is designated under subsection 2, smoking shall be permitted in the area so designated and the proprietor of the bank, financial institution or municipal office shall post or cause to be posted one or more signs in accordance with the requirements of section 20 or section 21.

(2) Where smoking is prohibited in an area of the bank, financial institution or municipal office, the proprietor shall post or cause to be posted one or more signs in accordance with the requirements of section 20 or section 21.

(3) The sign or signs shall be conspicuously posted,

- (a) so as to be clearly visible from all parts of the bank, financial institution or municipal office; and
- (b) so as to clearly identify the areas in which smoking is and is not prohibited.

Reception Areas

8. (1) Except as provided in subsection 2, no person shall smoke in a reception area.

(2) Subject to The Fire Marshals Act and By-law No. 4797, and except for a reception area,

- (a) accessory to an office or premises where health care services are provided; or
- (b) having a total floor area of less than 13.1 square metres,

the proprietor may designate an area of not more than 50% of the floor area of the reception area for the purpose of smoking.

(3) Where an area is designated under subsection 2 of section 8, the first 13.1 square metres shall be allocated as a non-smoking area.

9. (1) Where an area is designated under subsection 2 of section 8, smoking shall be permitted in the area so designated, and the proprietor of the reception area shall post or cause to be posted one or more signs in the area, marked "Smoking In This Area Only".

(2) Where smoking is prohibited in a reception area or part thereof, the proprietor shall post or cause to be posted one or more signs in accordance with the requirements of section 20 or section 21.

- (3) The sign or signs shall be conspicuously posted,
- (a) so as to be clearly visible from all parts of the reception area; and
 - (b) so as to clearly identify the areas in which smoking is and is not prohibited.

Elevators, Escalators and Stairways

10. (1) Except as provided in subsection 2, no person shall smoke in an elevator or on an escalator or on a stairway in any building or part thereof.

(2) Subsection 1 does not apply to elevators, escalators or similar devices to which The Elevators and Lifts Act does not apply.

11. (1) Where smoking is prohibited in an elevator or on an escalator or on a stairway, the proprietor of the building or part thereof shall post or cause to be posted one or more signs in accordance with the requirements of section 20 or section 21.

(2) The sign or signs shall be conspicuously posted so as to be clearly visible to users of the elevator or escalator or stairway upon entering into the elevator or using the escalator or stairway.

(3) Where a sign is required to be posted under subsection 2 in respect of the use of an elevator, the sign shall be posted on the interior wall facing the elevator door.

Service Lines

12. No person shall smoke in a service line on any premises.

13. (1) The proprietor of the building or part thereof in which there is a service line, shall post or cause to be posted one or more signs in accordance with the requirements of section 20 or section 21.

(2) The sign or signs shall be conspicuously posted so as to be clearly visible to all persons in the service line.

School Buses

14. (1) No person shall smoke in a school bus.

(2) The proprietor of a school bus shall post or cause to be posted one or more signs in accordance with the requirements of section 20 or section 21.

(3) The sign or signs shall be conspicuously posted so as to be clearly visible to persons on the school bus.

Theatres and Other Places of Public Assembly

15. (1) Except as provided in subsection 2, no person shall smoke in an enclosed indoor area being used as a place of public assembly.

(2) Subject to The Fire Marshals Act and By-law No. 4797, the proprietor of the place of public assembly may designate not more than 40% of the total floor area being used as a place of public assembly, for the purpose of smoking.

(3) For the purpose of this section, "place of public assembly" means a place to which members of the general public or people at large are admitted but does not include a place of public assembly or other place of assembly when used for private or personal assemblage of persons.

16. (1) Where part of an area is designated under subsection 2 of section 15, smoking shall be permitted in the area so designated and the proprietor of such enclosed area being used as a place of public assembly shall post or cause to be posted one or more signs in the area, marked "Smoking In This Area Only".

(2) Where smoking is prohibited in an enclosed indoor area or part thereof being used as a place of public assembly, the proprietor shall post or cause to be posted one or more signs in accordance with the requirements of section 20 or section 21.

- (3) The sign or signs shall be conspicuously posted,
- (a) so as to be clearly visible from all parts of the enclosed area being used as a place of public assembly; and
 - (b) so as to clearly identify the areas in which smoking is and is not prohibited.

(4) Where an area is designated under subsection 2 of section 15 in a place of assembly in which moving pictures are shown,

- (a) a notice or sign shall be shown on the screen or other means of display; or
- (b) a verbal announcement shall be made,

at the beginning of each show or display, indicating the area in which smoking is prohibited and the area in which smoking is permitted.

Restaurants

17. (1) Except as provided in subsection 2, no person shall smoke in a restaurant.

(2) Subject to The Fire Marshals Act and By-law No. 4797, the proprietor may designate not more than 80% of the eating area for the purpose of smoking.

18. (1) Where part of the eating area is designated under subsection 2 of section 17, smoking shall be permitted in the area so designated.

(2) Where smoking is prohibited in the eating area of a restaurant or part of the eating area of a restaurant, the proprietor shall place or cause to be placed one or more tent signs or stand-up signs on the table or other surface on which food is served for consumption therefrom.

- (3) The sign or signs shall be conspicuously placed,
- (a) so as to be clearly visible on the table or other surface; and
 - (b) so as to clearly identify the table or other surface as being in the area in which smoking is prohibited.

(4) Where a proprietor of a restaurant or his employee or any other person on his behalf,

- (a) directs patrons to a seating or waiting area, or
- (b) takes advance reservations by telephone,

the proprietor or his employee or any other person shall determine in advance of seating, the preference of the patron or prospective patron for an area in which smoking is permitted or an area in which smoking is prohibited and shall direct the patron to the preferred area.

19. (1) No person shall smoke in a taxicab except with the consent of all passengers and the driver of the taxicab.

(2) The proprietor of the taxicab shall post or cause to be posted a sign having the following content:

Smoking is prohibited in this taxicab
unless permitted by mutual consent of
all passengers and driver.
City of Hamilton By-law No. 80-258
Maximum Fine - \$1,000.00.

(3) The sign shall be conspicuously posted so as to be clearly visible to the passengers of the taxicab.

Signs

20. (1) Every sign that prohibits smoking shall comply with the following requirements:

1. Carry the text "NO SMOKING" in upper case or lower case letters, or a combination of both.
2. Consist of two contrasting colours, or consist of lettering contrasting to the background colour where the lettering is applied directly to a surface or is mounted on a clear panel.
3. Consist of lettering not less than the height set out in column 2 of Table 1, for the corresponding maximum viewing distance in direct line of sight, in column 1,

TABLE 1

Distance in Feet (Column 1)	Height in Inches (Column 2)
10 or less	1
20	2
40	3
80	4
160	6
240	8

4. Include in the text at the bottom of each sign, "City of Hamilton By-law No. 80-258 Maximum Fine \$1,000" in letters and figures not less than,

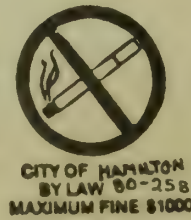
- (a) 1/2 inch in height for signs with letter size of 1 inch; and
- (b) 1/4 inch in height for all other sizes of signs.

(2) For the purpose of subsection 1, "letter height" means the actual height of the letter whether or not the letter is in lower case or in upper case.

21. (1) Notwithstanding section 20, a graphic symbol in accordance with subsection 4 may be used to indicate no smoking areas.

(2) Every graphic symbol shall comply with the following requirements:

1. Include the text "City of Hamilton By-law No. 80-258 Maximum Fine \$1,000" in letters and figures occupying at least 5% of the diameter of the circle of such symbol.
2. Consist of a white background having,
 - (a) a circle and interdictory stroke in red upon the background; and
 - (b) a cigarette, letters and figures in black, in accordance with the provisions of this section.
3. Consist of one of the following symbols:



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4. Consist of a symbol shown in paragraph 3, having a diameter not less than the diameter set out in column 2 of Table 2 for the corresponding maximum viewing distance in direct line of sight, in column 1,

TABLE 2

Distance in Feet (Column 1)	Height in Inches (Column 2)
10 or less	4
20	6
40	8
80	12
160	16
240	24

5. Every graphic symbol may contain a directional arrow.

(3) Notwithstanding that the content of a graphic symbol contains a cigarette, the prohibition shall include a cigar, pipe or any other lighted smoking equipment.

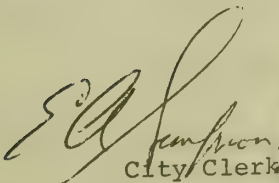
Summary Conviction - Fines

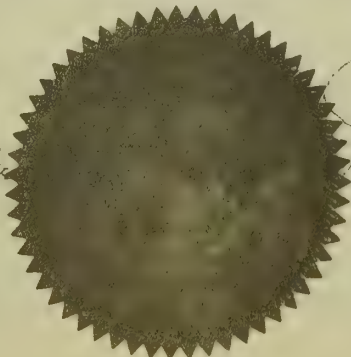
22. No proprietor shall permit second-hand smoke in any place or area in which smoking is prohibited under this by-law.

23. Every person who contravenes any provision of this by-law is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000, exclusive of costs.

24. This by-law comes into effect on January 1, 1981.

PASSED this 30th day of September A.D. 1980.


City Clerk



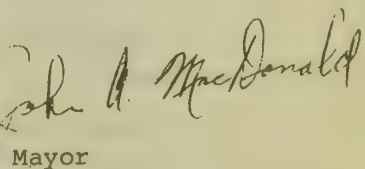

Mayor

TABLE 1

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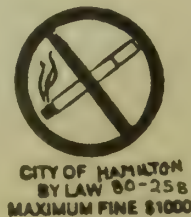
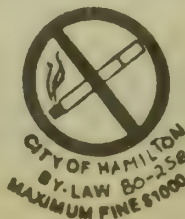
- (a) 1/2 inch in height for signs with letter size of 1 inch; and
- (b) 1/4 inch in height for all other sizes of signs.

(2) For the purpose of subsection 1, "letter height" means the actual height of the letter whether or not the letter is in lower case or in upper case.

21. (1) Notwithstanding section 20, a graphic symbol in accordance with subsection 4 may be used to indicate no smoking areas.

(2) Every graphic symbol shall comply with the following requirements:

1. Include the text "City of Hamilton By-law No. 80-258 Maximum Fine \$1,000" in letters and figures occupying at least 5% of the diameter of the circle of such symbol.
2. Consist of a white background having,
 - (a) a circle and interdictory stroke in red upon the background; and
 - (b) a cigarette, letters and figures in black, in accordance with the provisions of this section.
3. Consist of one of the following symbols:



09/30/80

4. Consist of a symbol shown in paragraph 3, having a diameter not less than the diameter set out in column 2 of Table 2 for the corresponding maximum viewing distance in direct line of sight, in column 1,

TABLE 2

Distance in Feet (Column 1)	Height in Inches (Column 2)
10 or less	4
20	6
40	8
80	12
160	16
240	24

5. Every graphic symbol may contain a directional arrow.

(3) Notwithstanding that the content of a graphic symbol contains a cigarette, the prohibition shall include a cigar, pipe or any other lighted smoking equipment.

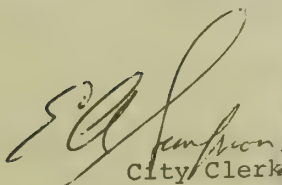
Summary Conviction - Fines

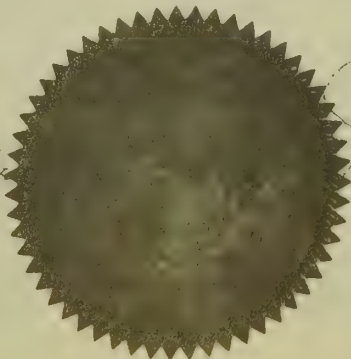
22. No proprietor shall permit second-hand smoke in any place or area in which smoking is prohibited under this by-law.

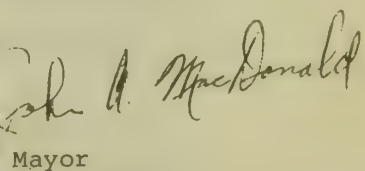
23. Every person who contravenes any provision of this by-law is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000, exclusive of costs.

24. This by-law comes into effect on January 1, 1981.

PASSED this 30th day of September A.D. 1980.


City Clerk




Mayor

SECOND LEVEL LODGING HOUSES
LICENCE BY-LAW

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09/30/80

BY-LAW NO. 80 - 259

TO PROVIDE FOR THE LICENSING OF SECOND LEVEL
LODGING HOUSES

Whereas section 352, paragraph 77 of The Municipal Act, R.S.O. 1977. chapter 284, empowers the councils of all municipalities to pass by-laws for licensing, regulating and governing lodging houses and the keepers of lodging houses, and for revoking any such licence; and

Whereas it is deemed desirable to license, regulate and govern lodging houses of a type to be known as, "Second Level Lodging Houses";

Now therefore, the Council of The Corporation of the City of Hamilton enacts as follows:

INTERPRETATION

1. In this By-law,
 - (1) "activities of daily living" includes those activities of the individual that maintain his sufficient nutrition, hygiene, warmth and rest.
 - (2) "combustible building" means a building that is not a non-combustible building.
 - (3) "controlled drug" has the same meaning as in the Food and Drugs Act (Canada);
 - (4) "dentist" means a person legally qualified and entitled to practise the profession of dentistry in Ontario;
 - (5) "drug" includes any substance or mixture of substances manufactured, sold or represented for use in,
 - (i) the diagnosis, treatment, mitigation or prevention of a disease, disorder, abnormal physical state or the symptoms thereof, in man, or
 - (ii) restoring, correcting or modifying organic functions in man;
 - (6) "exit" includes an exterior passageway, an exterior ramp, an enclosed interior stairway and an exterior stairway;
 - (7) "fire extinguisher rating" means the rating of an extinguisher for extinguishing capacity and class of fire;

- (8) "fire resistance rating" has the meaning set out in Section 24 hereof;
- (9) "fire separation" means a barrier against the spread of fire and smoke;
- (10) "house" means "Second Level Lodging House";
- (11) "inspector" means,
 - (i) a Building Inspector of the Building Department of the City of Hamilton;
 - (ii) an Inspector of the Fire Prevention Bureau, or Fire Department of the City of Hamilton;
 - (iii) an Inspector of the Hamilton-Wentworth Regional Board of Health;
- (12) "Licensing Committee" means the Licensing Committee of the City of Hamilton;
- (13) "non-combustible", as applied to a material or combination of materials, means that such material conforms to Canadian Standards Association's B 54.1-1972 "Determination of non-combustibility in Building Materials" revised to May 1, 1975;
- (14) "non-combustible building" means a building in which all load-bearing walls, columns, partitions, floors and roofs are constructed of concrete, brick, tile, gypsum, steel or other non-combustible material or combination of materials;
- (15) "non-prescription drug" means a drug that is not a prescription drug;
- (16) "Operator" means a person licensed by the City of Hamilton to operate a House;
- (17) "physician" means a legally qualified medical practitioner;
- (18) "pharmacist" means a member of The Ontario College of Pharmacists licensed under The Health Disciplines Act;
- (19) "poison" has the same meaning as in The Pharmacy Act;

- 3 -

- (20) "prescribed", when used with reference to a drug or mixture of drugs, means that a legally qualified medical practitioner or a dentist has directed the dispensing of the drug or mixture of drugs to a named person;
- (21) "prescription drug", means a drug that may be dispensed by a pharmacist only upon the direction of a physician or dentist;
- (22) "registered nurse" means a person who is registered as a nurse under Part IV of The Health Disciplines Act;
- (23) "registered nursing assistant" means a person who is registered as a nursing assistant under Part IV of The Health Disciplines Act;
- (24) "Resident" means a person, other than an Operator or employee, who resides in a House;
- (25) "Second Level Lodging House" means a House:
 - (i) which accommodates four or more Residents;
 - (ii) where, for a fee, the Operator offers to Residents guidance in the activities of daily living; and advice and information;
 - (iii) where, 24 hours a day, at least the Operator or one adult employee of the Operator, is on duty in the House and able to furnish such guidance.
- (26) "semi-private accommodation" means a two-bed unit.
- (27) "Volunteer" means a person who, not being an Operator or Employee, assists Residents with crafts or social activities, on at least four occasions a month.

LICENCES

- 2. (1) No person may operate a House without a licence issued by The Corporation of the City of Hamilton.
- (2) The annual fee for a licence or renewal thereof:
 - (i) for a House with an authorized capacity of four to seven Residents is \$200.00;
 - (ii) for a House with an authorized capacity of eight or more Residents is \$300.00.

- (3) The Operator shall post, (and keep posted), in a conspicuous place in the main hall of the house;
 - (i) the Licence; and
 - (ii) a notice giving the Operator's name, address and telephone number, and the name, address and telephone number of the employee who is in charge of the House, if that person is other than the Operator.
- (4) The applicant for a licence shall submit to the Licence Administrator the following certificates:
 - (a) by the Hamilton Building Commissioner that the House complies with the Hamilton Property Standards By-Law (By-Law 74-74);
 - (b) by the Hamilton Building Commissioner, that the House complies with the Hamilton Zoning By-Law;
 - (c) by Ontario Hydro that the House complies with the Ontario Electrical Safety Code.
 - (d) by the Hamilton Chief Fire Prevention Officer that the House complies with the Hamilton Fire Prevention By-Law.

AUTHORIZED CAPACITY

3. The Medical Officer of Health shall determine the authorized capacity of the House in accordance with the requirements of sections 6, 7 and 9 hereof and the provisions of the Zoning By-law.

LOCATION

4. No House, established after October 1, 1980, shall be:
 - (1) more than two City blocks from a bus stop of the Hamilton Street Railway;
 - (2) in a location where, in any hour, the noise level exceeds 58 decibels.

CONDITIONS OF LICENCES

5. Every licence to establish or maintain and operate a House shall be subject to the following conditions:
- (1) That the authorized capacity of the House is not exceeded.
 - (2) That the Zoning By-law respecting the establishment or location of the House is complied with.
 - (3) That no construction, renovation, addition or alteration of a House is carried out, except in compliance with this By-law and with the Ontario Building Code, and under a Hamilton Building Permit.
 - (4) That, 24 hours a day, at least the Operator or one adult employee of the Operator is on duty in the House and able to furnish guidance in the activities of daily living.

CONSTRUCTION

6. Every House shall be so constructed and maintained that there is at all times:
- (a) an adequate supply of potable and of hot water:
 - (i) which conforms in quality to the Drinking Water Objectives of the Ontario Ministry of the Environment, February, 1978 edition; and the Guidelines for Canadian Drinking Water Quality, 1978;
 - (ii) which can provide at least 227.303 litres (50 gallons) per Resident and employee of the Operator, per day;
 - (iii) of at least .562 kilogrammes pressure per square centimeter (8 pounds per square inch), when a fixture is in use;
 - (iv) in which the temperature of the water serving bath tubs, showers and hand basins does not exceed 49° Centigrade (120° Fahrenheit);
 - (v) in which the water serving bath tubs, showers and hand basins is discharged through a mixing faucet; and
 - (b) an adequate sewage disposal system; and
 - (c) freedom from hazards to the health and safety of Residents.

BEDROOMS, BEDS, LINEN

7. (a) A bedroom for a Resident or Residents in a House established before June 1, 1980, shall provide a minimum of 16.8 cubic metres (600 cubic feet) of air space and 6.96 square metres (75 square feet) of floor space for each Resident of the age of 16 years or over;
- (b) A bedroom for a Resident or Residents in a House constructed, renovated, added to or altered on or after June 1, 1980, shall provide a minimum, exclusive of the space provided for built-in or portable clothes closets, of
 - (i) 10.22 square metres (110 square feet) of floor space in a single-bed unit, provided that this area may be reduced to 9.30 square metres (100 square feet) where the House provides a living room and a dining room.
 - (ii) 16.72 square metres (180 square feet) of floor space in a two-bed unit,
 - (iii) 25.08 square metres (270 square feet) of floor space in a three-bed unit, and
 - (iv) 29.73 square metres (320 square feet) of floor space in a four-bed unit,
 for each Resident of the age of 16 years or over;
- (c) A bedroom for each Resident under the age of 16 years shall provide a minimum of 13.59 cubic metres (480 cubic feet) of air space and 4.65 square metres (50 square feet) of floor space.
8. A bedroom for more than one Resident shall be furnished so that all beds are at least .91 metres (3 feet) apart.
9. A bedroom for one or more Residents shall
 - (a) have one or more windows to the outside that,
 - (i) except where another means of ventilation is provided, can be opened to provide an open area equal to 5% of the floor area of the room,
 - (ii) is not less in total area than 10% of the floor area of the room,
 - (iii) is screened from May 1 to October 31,
 - (b) not be part of a lobby, hallway, passageway, closet,

bathroom, stairway, basement, attic, kitchen, storage room, boiler room, laundry room, activity room, utility room, chapel, sitting room, administrative office, or resident examination room.

10. Except for cribs for children, every bed for a Resident shall be of a minimum width of 91.44 centimetres (36 inches).
11. Sufficient clean towels, face cloths and bed linen shall be provided for use of the Residents to permit at least one change a week, and a supply of such linen shall be on hand at all times in the House.
12. A clothes closet for each Resident shall be provided in his bedroom.
13. A rack on which to hang towels and face cloth shall be provided for each Resident.

DINING ROOM(S)

14. A dining room or rooms shall be provided, with a minimum of 1.85 square metres (20 square feet) per Resident and accommodating at one time 50% of the authorized capacity of the House.

SITTING ROOM(S)

15. (1) A sitting room or rooms shall be provided.
 - (2) The minimum total space for the sitting rooms shall be:
 - (i) calculated at the rate of 1.39 square metres (15 square feet) of floor space for each Resident, or
 - (ii) be 11.148 square metres (120 square feet),whichever is greater.

TOILET FACILITIES

16. (1) No toilet room or bathroom shall be within, or open directly into, any dining room, kitchen, pantry, food preparation room or storage room.

- (2) No toilet shall be located within a bedroom.
- (3) Toilet facilities shall be provided in at least the following ratios:
 - (a) for an authorized capacity of four to seven Residents: one wash basin, one flush toilet, and one bath tub or shower;
 - (b) for an authorized capacity of a fraction of seven Residents beyond the first seven: one wash basin and one flush toilet;
 - (c) for an authorized capacity of each additional seven Residents beyond the first seven: one wash basin, one flush toilet, and one bath tub or shower.
- (4) Bathrooms, toilets and shower rooms shall be provided with doors and shall not have locks unless they are of a type that can be readily released from the outside in an emergency.
- (5) One bathroom, toilet and shower room shall be of a type that is suitable for use by persons confined in wheelchairs, where such persons are to be admitted as Residents.
- (6) A small stepping stool shall be available for use with each toilet and bath tub.
- (7) The bottom of each bath tub shall be furnished with non-skid material.

HOUSEKEEPING

- 17. The House shall be kept clean and sanitary.

WASTE

- 18. (1) Rubbish and garbage shall be stored in receptacles which are:
 - (a) insect and rodent proof;
 - (b) water tight;
 - (c) provided with a tight-fitting cover;
 - (d) kept clean.
- (2) Ashes shall be stored in a metal container which has a tight-fitting cover.

09/30/80

LIGHTING

19. The following minimum levels of illumination shall be provided:
- (1) 161.45 lux (15 foot-candles) continuous lighting in all corridors, halls, at floor level;
 - (2) 215.28 lux (20 foot-candles) continuous lighting in all stairways, landings;
 - (3) (a) 107.64 lux (10 foot-candles) in all bedrooms
(b) 376.74 lux (35 foot-candles) at bed reading position;
 - (4) 1076.4 lux (100 foot-candles) for drug cabinets;
 - (5) (a) 322.92 lux (30 foot-candles) in general kitchen
(b) 538.2 lux (50 foot-candles) on range tops and kitchen work surfaces
(c) 753.48 lux (70 foot-candles) on kitchen sink;
 - (6) 322.92 lux (30 foot-candles) in washrooms;
 - (7) 322.92 lux (30 foot-candles) in game rooms;
 - (8) 107.64 lux (10 foot-candles) plus local lighting in living room;
 - (9) 322.92 lux (30 foot-candles) in laundry;
 - (10) Lighting in other areas of the House shall comply with Illuminating Engineering Society Standards.

TEMPERATURE

20. From September 15 until May 31, and at all other times when heating may be reasonably necessary for the preservation of health, the temperature of all rooms and halls shall be maintained at not less than 20° Centigrade (70° Fahrenheit).

VENTILATION

21. Every room shall be adequately ventilated by natural or mechanical means and shall be so designed and installed that it meets the

requirements of sections 6.2 and 9.33 of the Ontario Building Code. Such ventilation shall be installed only after plans have been approved, and a building permit issued, by the Chief Building Official.

GENERAL SAFETY

22. (1) The House shall be free from hazards to the safety of Residents, staff or visitors.
- (2) The following shall be provided:
- (a) handrails, of a type that will ensure the safety of Residents, installed on each side of every stairway that is wider than 111.76 cm (44"); on at least one side of each stairway that is 111.76 cm (44"), or less, in width; and on the open side of each stairway or landing, with the top of each handrail not less than 76.2 cm (30") nor more than 106.68 cm (42") above the finished floor or stair level;
 - (b) for each bath tub and each toilet, at least one grab bar or similar device of a type that will ensure the safety of Residents;
 - (c) non-skid finishes and coverings on floors and stairways; and
 - (d) balustrades on the open sides of every stairway, landing, balcony, raised porch, or roof to which Residents have access; no opening in any such balustrade shall be more than 10.16 cm (4") wide.

FIRE SAFETY

23. The Operator of a House shall ensure that:
- (a) all fire hazards are eliminated;
 - (b) fire extinguishers, hose and standpipe equipment are inspected at least once a month;
 - (c) the heating equipment and chimneys are inspected at least once every 12 months between June and September to ensure that they are safe and in good repair;
 - (d) a written record is kept of inspections and tests of the fire equipment, the fire alarm system, the heating system and chimneys;

- (e) the staff and so far as possible the Residents, know the method of sounding the fire alarm;
 - (f) the staff is trained in the proper use of the fire extinguishing equipment;
 - (g) a procedure is established to be followed when a fire alarm is given, including the duties of the staff and Residents;
 - (h) the staff and Residents are instructed in the procedure established under clause (g) and that the procedure is posted in conspicuous places in the House;
 - (i) a fire drill is held at least once a month;
 - (j) matches available to the staff or Residents or used by them in or around the House are safety matches;
 - (k) an inspection of the building is made each night to ensure that there is no danger of fire; and that the doors in stairwells and smoke barriers are closed;
 - (l) all halls, stairways and means of entrance or egress are kept free from obstruction at all times; and
 - (m) all flammable materials and supplies are properly stored.
 - (n) That adequate rules are prepared and posted (and kept posted) in a conspicuous place in the "Main Hall of the House" governing the smoking of tobacco; the said rules shall include one that such smoking is prohibited in a bedroom except when supervision is provided.
 - (o) Noncombustible safety ashtrays are provided in each area where tobacco smoking is permitted.
24. (1) In this section, "fire resistance rating" means the rating assigned to any element or assembly of materials of construction as published by The National Research Council of Canada, The Underwriters' Laboratories of Canada, the Joint Fire Research Organization, United Kingdom, The Underwriters' Laboratories Inc. or the Factory Mutual Engineering Division. R.R. O. 1970, Reg. 438, s.25(1).

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- (2) The Operator of a House shall comply with the following additional fire safety requirements, according to the authorized capacity of the House:

(a) Four to seven Residents:

- (i) Two separate means of egress, remote from each other, shall be provided for every floor or section of the building.
- (ii) Where there is no interior secondary stairwell provided as an exit, an exterior fire escape connecting all floors and leading directly to grade level shall be provided.
- (iii) All stairways shall be enclosed by a fire resistant partition having a fire resistance rating of three-quarters of an hour and self-closing door.
- (iv) The ceiling or open joists over the furnace shall be covered with fire resistant material having a fire resistance rating of thirty minutes, to an area of sixty centimetres beyond the perimeter of the furnace and the area above the smoke pipe shall be covered in its entirety.
- (v) At least one fire extinguisher approved by the Chief Fire Prevention Officer shall be provided on each floor.
- (vi) Inter-connected, AC powered Products of Combustion detectors shall be installed in corridors and stairways.

(b) Eight or more Residents:

- (i) as in section 24(2)(a)(i);
- (ii) as in section 24(2)(a)(ii);
- (iii) as in section 24(2)(a)(iii);
- (iv) The furnace or boiler room shall be separated from the remainder of the building by construction having a fire resistance rating of at least one hour.

- 13 -

- (v) All combustible ceilings, including exposed wood and joists, shall be fully covered with fire resistant material having a fire resistance rating of at least one hour.
- (vi) The furnace room door and inside door jamb shall be metal-clad and the door shall be equipped with a self-closing device.
- (vii) Provision shall be made for sufficient air for proper combustion in boiler and furnace rooms; such air shall be drawn directly from outside the building.
- (viii) Each floor shall be equipped with one or more extinguishers as required and approved by the Chief Fire Prevention Officer.
- (ix) All vertical shafts, dumb waiters, laundry chutes, rubbish chute and every other shaft shall be enclosed with material having a fire-resistance rating of not less than forty-five minutes and shall be equipped with self-closing doors at all floors, including the basement, incorporating a degree of fire resistance equivalent to the shaft.
- (x) There shall be an electric fire alarm system in the building.
- (xi) Every fire alarm system shall be a closed circuit, electrically supervised system, components of which have been tested and listed by the Underwriters' Laboratories of Canada or the Canadian Standards Association Testing Laboratories.
- (xii) A fire alarm pull station shall be installed on every floor in the building.
- (xiii) Products of Combustion detectors shall be installed according to the manufacturer's listing in all areas in the building, except corridors, washrooms and kitchens.
- (xiv) Thermal detectors shall be installed according to the manufacturer's listing in all kitchens.

- 14 -

- (xv) The fire alarm sounding device shall have a sound that is readily distinguishable from the sound produced by any other sounding device used in the building.
 - (xvi) Every fire alarm system shall be provided with two independent sources of power, and where batteries are used as a secondary source of power, the batteries shall be re-chargeable by means of a trickle charger connected to the hydro-electric power supply.
 - (xvii) Power for the fire alarm system shall be taken directly from the line side of the service after transformation and no power for the system shall be taken from secondary distribution panels or lighting panels.
 - (xviii) The fire alarm electrical supply system shall be equipped with separate circuit breakers or fused switches that serve only the fire alarm system.
 - (xix) Every fire alarm panel shall be equipped with a glowing light that ceases to glow when the system is shut off, and the panel shall be conspicuously marked to indicate that the system is inactive when the light is not glowing. R.R.O. 1970, Reg. 438, s.25(2) O. Reg. 535/71, s.1; O. Reg. 313/76, s.3.
25. Nothing in Sections 23 and 24 affects any by-law relating to fire safety requirements lawfully passed by City Council, or the authority of the Council to pass any such by-law, insofar as such by-law imposes additional or more stringent requirements than those prescribed in Sections 22 and 23.

ADMISSION OF RESIDENTS

- 26 Where the physical or mental condition of a person is such that, in the opinion of a physician, the person cannot be properly cared for in a House, the person shall not be admitted or remain as a Resident.
27. A person shall not be admitted as a Resident without,
- (a) his consent; or
 - (b) the consent in writing of his next of kin or legal representative, as the case may be, when the person has been declared mentally or physically incapable of giving consent.

MEDICAL CARE

28. The Operator shall ensure that each Resident is given a tuberculin test or chest x-ray on admission, and thereafter as required by the Medical Officer of Health.
29. The Operator shall ensure that each Volunteer:
 - (1) has been given a tuberculin test or chest x-ray within one year before starting to work with Residents; and
 - (2) is given a tuberculin test or chest x-ray, when so required by the Medical Officer of Health.
30. Each Resident or,
 - (a) his next of kin or legal representative, as the case may be; or
 - (b) where the Resident, his next of kin or legal representative are unable so to do, the Operatorshall retain a physician to attend the Resident and provide him with emergency medical care.
31. The Operator shall make arrangements for a physician, or substitute physician, to be on call to provide emergency services when a Resident's physician is not available.

NURSING CARE

32. Wherever the physician mentioned in sections 30 or 31 determines that a Resident requires emergency nursing care or "Home Care Services", the Operator shall allow such nursing care or "Home Care Services" to be given to that Resident.

GUIDANCE

33. The Operator shall provide to each Resident:
 - (1) guidance in the activities of daily living;
 - (2) advice and information.

DRUGS

34. The Operator shall ensure that all prescription drugs:
 - (1) are kept in one or more locked drug cabinets;
 - (2) are made available only to those Residents for whom they have been prescribed, as directed by the physician.

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NUTRITIONAL CARE

35. The Operator shall ensure that the Residents are served daily sufficient food of good quality and adequate nutritional and caloric value.

KITCHEN

36. The Kitchen shall comply with O. Reg. 972/75, (The Food Premises Regulations under The Public Health Act).

DEATHS & COMMUNICABLE DISEASE

37. Where a Resident contracts a communicable disease or dies, a report to that effect shall be made promptly to the Medical Officer of Health.

OPERATORS

38. The Operator is responsible that this By-law is complied with. A person shall not be licensed to operate a House unless:
- (a) he is eighteen years of age or over;
 - (b) (i) he produces an Ontario Secondary School Graduation Diploma or evidence of equivalent standing as determined by the Minister of Education, or
(ii) he produces evidence satisfactory to the Medical Officer of Health of employment experience in work comparable to the administration of the House which he proposes to operate.
 - (c) he complies with section 40(c), (d), (e), 41 and 42, with the necessary changes.
39. A person shall not manage more than two Houses.

EMPLOYEES

40. A person shall not be employed in a House unless,
- (a) he is eighteen years of age or over;
 - (b) (i) he produces evidence that he has completed Grade Ten in an Ontario Secondary School, or evidence of equivalent standing, or
(ii) he produces evidence, satisfactory to the Medical Officer of Health, of employment experience in similar work.
 - (c) he has a pre-employment examination by a physician not more than thirty days before his employment is to commence; and

- 17 -

- (d) he obtains a certificate from the examining physician certifying that he is free from infectious disease and fit to work in a House.
 - (e) he produces a certificate that he has had a tuberculin test or chest x-ray within one year before his employment is to commence.
41. Every employee in a House shall undergo at any time such examination or tests, as may be required by the Medical Officer of Health, as to his continuing fitness to work in a House.
42. A person who is a carrier of, or has, a communicable disease shall not continue to work or be employed in a House as required by the Medical Officer of Health under the Public Health Act and Regulations.

RECORDS AND REPORTS

43. (1) An up-to-date, alphabetical List of Residents shall be maintained, showing, for each Resident, his name, sex, age and date of admission.
- (2) A separate file shall be maintained for each Resident, showing at least his name, sex, age; date of admission and discharge or death; name, address and telephone number of nearest relation; brief medical history; particulars of each accident suffered by the Resident.
44. (1) Every occurrence of communicable disease or death resulting from accident or an undetermined cause shall be reported forthwith in full detail to the Medical Officer of Health.
- (2) Every occurrence of fire, assault and injury shall be recorded forthwith and kept available for inspection by the Medical Officer of Health.

INSPECTION

45. (1) The Medical Officer of Health, the Building Commissioner, the Chief Fire Prevention Officer, the Chief of Police, and the Licence Administrator, (and competent subordinates of any of them), may, at all reasonable times, inspect any House and the List of Residents required by section 43 (1);
- (2) The Medical Officer of Health (and any competent subordinate) may, at all times, inspect the file of any Resident required by Section 43(2), and may make copies of the contents thereof.

46. The Medical Officer of Health shall, monthly,
- (1) make, or cause to be made, an inspection of each House.
 - (2) file a report with the Secretary of the City's Licensing Committee, on the inspections made during the previous month and the action taken to correct any default.
- 4 The Chief Fire Prevention Officer shall, every 12 months,
- (1) make, or cause to be made, an inspection of each House.
 - (2) file a report with the Secretary of the City's Licensing Committee, on the inspections made in each 12 months' period and the action taken to correct any default.

ENFORCEMENT

48. It is the duty of the Medical Officer of Health, Building Commissioner, Chief Fire Prevention Officer, Chief of Police, and Licence Administrator to enforce those provisions of this by-law which are within their respective jurisdiction, and each of them is hereby authorized to serve such notices and make and serve such Orders as may be necessary.

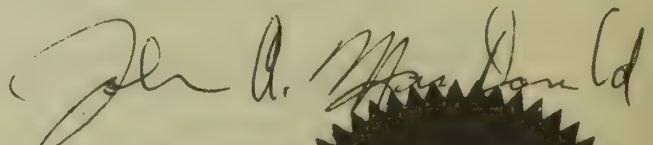
PENALTIES

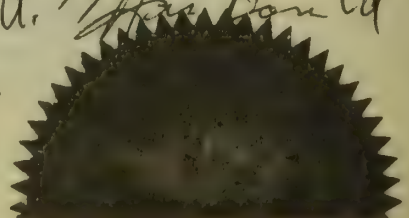
49. (1) Every person who contravenes any provision of this By-law, shall, upon summary conviction, be liable to a penalty of not more than \$1,000.00, exclusive of costs.
- (2) The Licensing Committee may suspend or revoke any licence granted hereunder, upon breach of any Condition thereof.

PASSED this

30th day of September A.D., 1980


City Clerk


Mayor



09/30/80

Bill No. 262

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80- 260

TO AMEND

BY-LAW NO. 80-240

RESPECTING

LOCAL IMPROVEMENTS ON

THE EAST SIDE OF UPPER WENTWORTH STREET

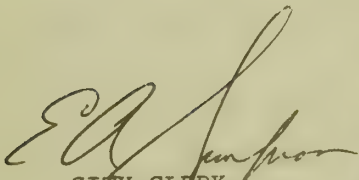
WHEREAS By-law No. 80-240 passed on the 26th day of August, 1980 provided for local improvements on the east side of Upper Wentworth Street in accordance with Section 12 of The Local Improvement Act.

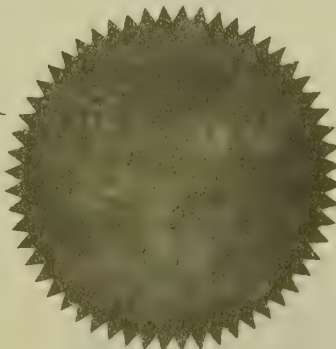
AND WHEREAS it is desirable to replace Schedule "A" to By-law 80-240 by a revised Schedule "A".

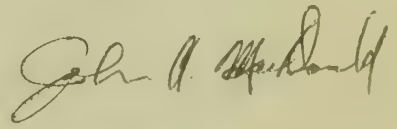
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" annexed to and forming part of By-law No. 80-240 is hereby deleted and Schedule "A" hereto annexed, is substituted therefore.

PASSED this 30th day of September A.D. 1980.


CITY CLERK




MAYOR

SCHEDULE "A"

The Construction of a CONCRETE WALK on:

	<u>COST</u>	<u>DEBENTURE</u>
1. UPPER WENTWORTH STREET (east side) from Mohawk Road to 325 metres southerly	\$18,000.00	\$9,400.00
2. UPPER WENTWORTH STREET (east side) Limeridge Road to 80 metres southerly	\$ 4,500.00	\$1,250.00

at the costs and charges not exceeding those set out below:

City's share	\$11,850.00
Owners' share	<u>\$10,650.00</u>
Total Estimated Cost	<u><u>\$22,500.00</u></u>

Estimated per metre frontage: \$33.00

Fifteen annual instalments

09/30/80

Bill No. 263

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 261

TO ESTABLISH MALL ROAD,
SOUTHERLY FROM MOHAWK ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

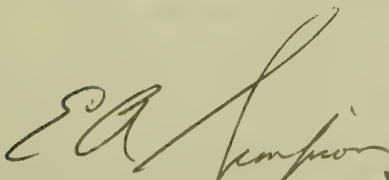
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to establish a portion of the highway known as Mall Road by incorporating within its limits the lands described in Schedule "A" hereto.

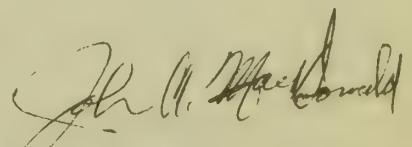
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

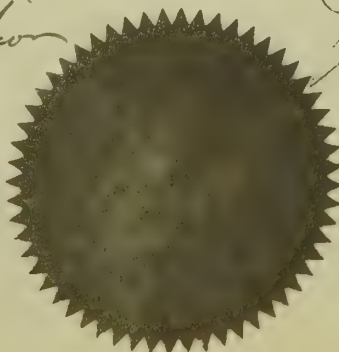
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Mall Road.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 30th day of September A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 10, Concession 6, Township of Barton and which said parcel may be more particularly described as all of Part 2, according to a Reference Plan filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth on January 14th, 1980 as Plan 62R-5203.

The Corporation of the City of Hamilton

BY-LAW NO. 80- 262

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Kilbride Road and Upper Ottawa Street;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 3 of the 6th Report of the Traffic and Engineering Committee on the 8th day of April, 1980;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 15th day of August, 1980 issue Order No. E 80859 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$375,000.00;
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$375,000.00 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$375,000.00.

2. The share or portion of the estimated cost of the works in the amount of \$89,946.94 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. The estimated gross cost of the works in the amount of \$375,000.00 including the share or portion borne by the City in the amount of \$285,053.06 and the share or portion that shall be borne by the lands abutting directly on the works in the amount of \$89,946.94 shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth;

- (a) to the extent sufficient to provide an amount not exceeding \$375,000.00;
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

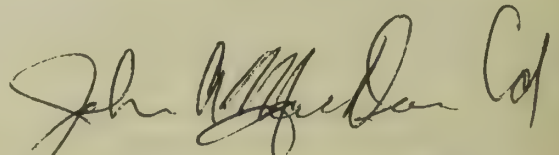
4. The Regional Commissioner of Engineering is hereby authorized to:

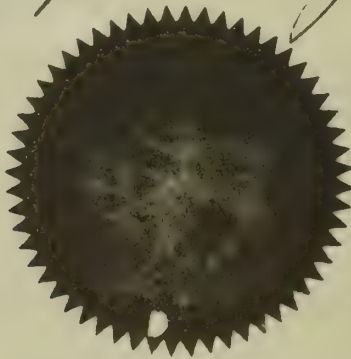
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 30th day of September A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

Construction of ROADWAYS and CONCRETE CURBS on:

	<u>COST</u>
1. KILBRIDE ROAD from Upper Ottawa St. to Nebo Road	\$160,000.00
2. UPPER OTTAWA STREET from Rymal Road to 112.8 metres south of Kilbride Road	\$215,000.00

at the costs and charges not exceeding those set out below:

City's share	\$285,053.06
Owners' share	<u>89,946.94</u>
Total Estimated Cost	<u>\$375,000.00</u>

Estimated per metre frontage: \$69.00

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 80- 263

To Appoint:

MUNICIPAL LAW ENFORCEMENT OFFICERS

WHEREAS section 68 of The Police Act, R.S.O. 1970, chapter 351, provides as follows:

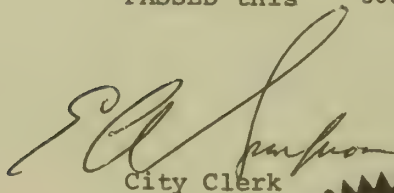
The council of any municipality or the trustees of any police village may appoint one or more municipal law enforcement officers who shall be peace officers for the purpose of enforcing by-laws for the municipality or police village;

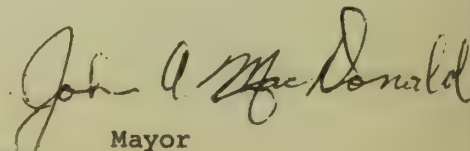
AND WHEREAS City Council deems it desirable to appoint certain employees as Municipal Law Enforcement Officers.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The persons listed on Schedule "A" to this by-law are hereby appointed Municipal Law Enforcement Officers for The Corporation of the City of Hamilton.
2. The City Clerk shall issue a certificate of appointment bearing his signature or facsimile thereof to each Municipal Law Enforcement Officer appointed by this by-law.

PASSED this 30th day of September A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

To

By-law No. 80- 263

1. Douglas Rose.
2. James Stephenson.
3. John Johnston.
4. Dean Barrow.
5. Steven Dembe.
6. Ronald Day.
7. Patricia Bush.

BY-LAW NO. 80-264

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION
OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30th
DAY OF September A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being
Chapter 284 of the Revised Statutes of Ontario, 1970,
the powers of a municipal corporation are to be exer-
cised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of
The Municipal Act, being Chapter 284 of the Revised
Statutes of Ontario, 1970, the powers of every Council
are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the pro-
ceedings of the Council of The Corporation of the City
of Hamilton at this meeting be confirmed and adopted
by by-law.

NOW THEREFORE the Council of The Corporation of
the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the
City of Hamilton in respect to each recommendation con-
tained in the Report/Reports of the Board of Control and
in the Reports of the Committees and of the local Boards
and Commissions and each motion and resolution passed
and other action taken by the Council of The Corporation
of the City of Hamilton at this meeting is hereby adopted
and confirmed as if all such proceedings were expressly
in this by-law.

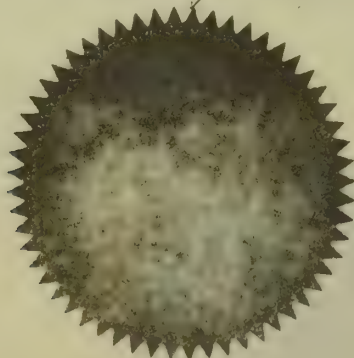
2. The Mayor and the proper officials of The Corporat-
ion of the City of Hamilton are hereby authorized and
directed to do all things necessary to give effect to the
action of the Council of The Corporation of the City of
Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Vice-
Chairman of the Board of Control and the City Clerk, or
in the absence of the City Clerk, the Deputy City Clerk,
are authorized and directed to execute all documents
necessary in that behalf and to affix thereto the seal of
The Corporation of the City of Hamilton.

PASSED this 30th day of September A.D., 1980.

[Signature]
City Clerk

[Signature]
Mayor



10/14/80

The Corporation of the City of Hamilton

BY-LAW NO. 80-265

To Amend:

The Hess Village Pedestrian Mall Authority

By-law No. 80-183

Respecting:

MEMBERSHIP

FILE NO.	
LETTER NO.	
DEC 10 1980	
ROUTE	...
ENV. NO.	...
ENC. NO.	...
PRINT. NO.	...
REG. NO.	...
...	...

WHEREAS By-law No. 80-183, passed on the 24th day of June, 1980 and enacted in accordance with section 3 of The City of Hamilton Act, 1979, established The Hess Village Pedestrian Mall Authority and appointed members thereto;

AND WHEREAS it is desirable to increase the membership of the Authority.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 2' of section 2 of By-law No. 80-183 is amended by adding the following names thereto:

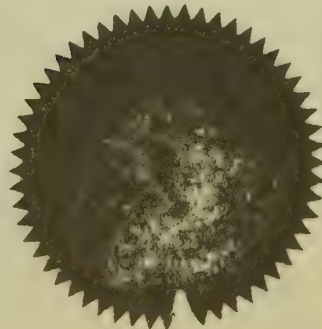
Mrs. Judith Baillie;

Mr. Douglas McLean.

PASSED this 14th day of October A.D. 1980.

[Signature]
City Clerk

[Signature]
Mayor



10/14/80

843

The Corporation of the City of Hamilton

BY-LAW NO. 80-266

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on the west side of Upper Ottawa Street;
2. The special assessment to pay a portion of the cost of the works by the abutting owners;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 1 of the 9th Report of the Traffic and Engineering Committee on the 27th day of May, 1980;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 19th day of September, 1980 issue Order No. E801208 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on the initiative plan at an estimated cost of \$5,000.00; and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$2,668.71 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$5,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$2,668.71 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

- 2 -

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

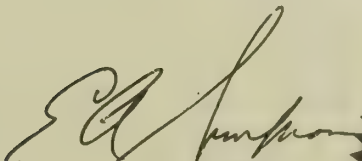
- (a) to the extent sufficient to provide an amount not exceeding \$2,668.71 and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

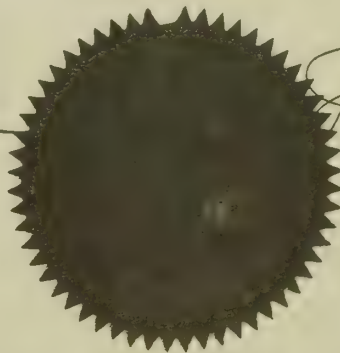
4. The Regional Engineer is hereby authorized to -

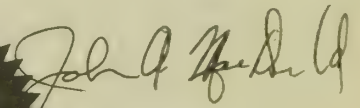
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 14th day of October Mayor


City Clerk




Mayor

SCHEDULE "A"

The construction on the west side of Upper Ottawa Street from 95 metres north of Stone Church Road to 80 metres northerly of independent concrete walks at the costs and charges not exceeding those set out below:

City's share	\$2,331.29
Owners' share	<u>2,668.71</u>
Total Estimated Cost	<u><u>\$5,000.00</u></u>

Estimated Cost per metre frontage: \$33.00

Fifteen annual instalments

10/14/80

BY-LAW No. 80 - 267

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 23 (Hamilton Street Railway Bus Stops) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended;

(a) by adding to the Stoney Creek Saltfleet Community Table the following items, namely:-

EASTBOUND

"Limeridge, 100 ft. east of
Upper Wentworth (FS)
Limeridge at No. 508 (MB)
Limeridge opposite No. 617 (MB)
Limeridge at Upper Sherman
Limeridge at No. 764 (MB)
Limeridge opposite Locton (MB)
Limeridge at Upper Gage

WESTBOUND

Limeridge at Upper Gage
Limeridge at Locton
Limeridge at No. 763 (MB)
Limeridge at Upper Sherman
Limeridge at No. 617 (MB)
Limeridge at No. 508 (MB)
Limeridge 100 feet east of
Upper Wentworth".

2. Schedule 25 (Parking Time Limits) is hereby amended;

(a) by deleting from Section 5 (One Hour Limit) the following item, namely:-

"MacNab East Cannon to 165 feet northerly".

3. Schedule 26 (No Parking Areas) is hereby amended;

(a) by deleting from Section A (No Parking Anytime) the following items, namely:-

"Peel East Morden to Napier
Coulter South Berry to Easterly end".

(b) by adding thereto the following items, namely:-

"Coulter	South	Bell to Easterly end
Peel	West	Morden to Napier
Broker	South	Kingslea to Brentwood
Nebo	Both	Stone Church to Rymal
Berko	South	Upper Sherman to 88 feet east
Berko	South	Folkestone to 74 feet west".

4. Schedule 26A (No Parking Areas) is hereby amended;

(a) by deleting from Section A (No Parking 7:00 A.M. - 6:00 P.M., Monday to Friday) the following item, namely:-

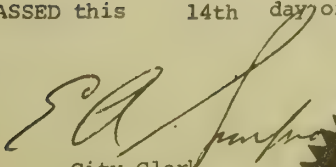
"Catharine East From 266 feet south of Barton
to 100 feet southerly".

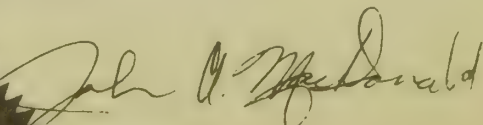
(b) by adding the following subsection, namely:-

"G No Parking 8:00 A.M. - 4:00 P.M.
Except as varied by Schedule 26, Section A, Schedule 26A, Sections
A, B, C, D, E, F, and Schedule 29.

"Catharine East From 266 feet south of Barton
to 100 feet southerly".

PASSED this 14th day of October, A.D. 1980.


City Clerk


Mayor

10/14/80

847

BY-LAW NO. 80 - 268

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 9 (Through Highways) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby amended;

(a) by adding thereto the following item, namely:-

"Nebo Road, from the south limit of Stone Church Road to the northerly limit of Rymal Road".

2. Schedule 10 (Stops at Intersections) is hereby amended;

(a) by adding thereto the following items, namely:-

"Avondale	Southbound	Primrose
Meaford	Southbound	Windrush
Camelot	Westbound	Bellingham
Jeanette	Eastbound	Bellingham
Camelot	Eastbound	Lawfield".

3. Schedule 29 (No Stopping Areas) is hereby amended;

(a) by deleting from Section A (No Stopping Anytime) the following items, namely:-

"Broker	South	From 480 feet west of Kingslea to 325 feet east of Brentwood
Broker	South	Kingslea to 479 feet westerly".

(b) and by adding thereto the following items, namely:-

"Rosslyn	East	Lawrence to 45 feet northerly
Coulter	South	Berry to Bell".

PASSED this 14th day of October, A.D. 1980.

SA Simpson
City Clerk

John A. MacDonald
Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 269

To Amend:

Zoning By-law No. 80-163

Respecting:

LAND LOCATED AT MUNICIPAL NO. 21 CROOKS STREET
AND LAND LOCATED ON THE NORTH SIDE OF YORK BOULEVARD,
EXTENDING BETWEEN LOCKE STREET AND CROOKS STREET

WHEREAS By-law No. 80-163, passed on the 13th day of May, 1980, and approved by the Ontario Municipal Board on the 23rd day of July, 1980 (File No. R 801724), provided for the rezoning of the land from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "H" (Community Shopping and Commercial, etc.) district in respect of Block 1 and also provided for special requirements applicable to Blocks 1, 2 and 3 shown on schedule "A" to the said by-law;

AND WHEREAS it is desirable to amend By-law No. 80-163 to make a typographical change so as to replace a reference to "section 1" in section 6 of the said by-law, by a reference to "section 2";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 6 of By-law No. 80-163 is amended by striking out the numeral "1" in the second line and inserting in lieu thereof the numeral "2".
2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-700a".
3. Sheet No. W-11 of the District Maps is amended by marking the lands referred to in section 2 of By-law No. 80-163, "S-700a".

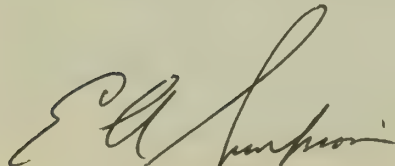
10/14/80

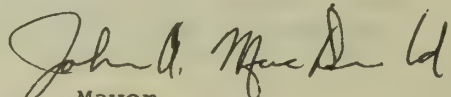
849

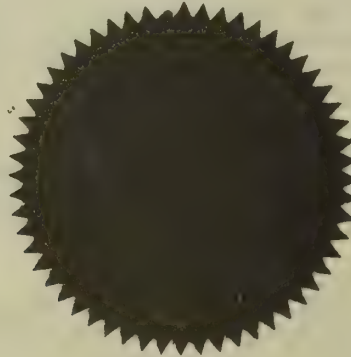
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 14th day of October A.D. 1980.


City Clerk


Mayor



(1980) 16 R.P.D.C. 1, April 29
Arthur Young, Owner
Z.A. 80-18

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 270

TO WIDEN NORMAJEAN AVENUE,
EAST SIDE, SOUTH OF STONECHURCH ROAD EAST

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

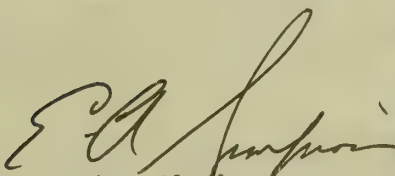
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Normajeau Avenue by incorporating within its limits the lands described in Schedule "A" hereto.

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

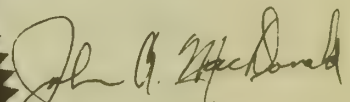
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Normajeau Avenue.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 14th day of October A.D. 1980.


City Clerk




Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of Part of Lot 1 according to Leaway Park, registered in the Land Registry Office for the Registry Division of Wentworth as number 852, and designated as Part 2 on a Reference Plan received and deposited in the said Land Registry Office on July 23, 1980 as Plan 62R-5437.

The Corporation of the City of Hamilton

BY-LAW NO. 80-271

To Authorize:

1. The construction of local improvements on Alleyways, first east of Ottawa Street North, and between Ontario Avenue and Erie Avenue, as described in Schedule "A";
2. The special assessment to pay a portion of the cost, upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 5 of the 12th Report of the Traffic and Engineering Committee on the 29th day of June 1980;

AND WHEREAS the Council has procured to be made reports, estimates and statements for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 19th day of September, 1980 issue Order No. E 801089 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of certain works as local improvements on petition at an estimated cost of \$92,000.00, and
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$27,669.33 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$92,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$27,669.33 to be borne by the lands abutting directly on the works and the estimated cost per metre to be rated shall be as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

- 2 -

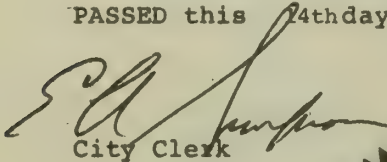
- (a) to the extent sufficient to provide an amount not exceeding \$27,669.33; and
- (b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

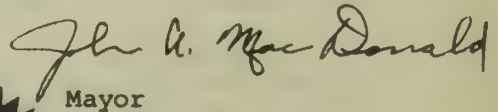
4. The Regional Commissioner of Engineering is hereby authorized to -

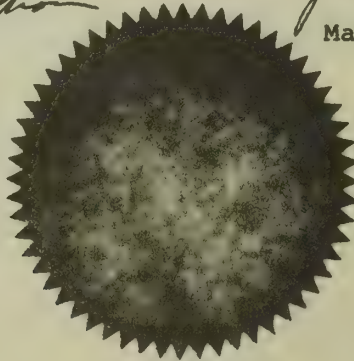
- (a) prepare all necessary plans, specifications and reports required for the construction of the works, and
- (b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 14th day of October A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

The construction of Concrete Alleyways on:

	<u>ESTIMATED COST</u>	<u>DEBENTURES</u>
1. First east of Ottawa Street North between Roxborough Avenue and Dunsmure Road	\$42,000.00	\$11,255.33
2. Between Ontario Avenue and Erie Avenue from Stinson Street to approximately 5 metres north of the south limit of Lot 1	50,000.00	16,414.00

at the costs and charges not exceeding those set out below:

City's share	\$64,330.67
Owners' share	27,669.33
Total Estimated Cost	<u><u>\$92,000.00</u></u>

Estimated per metre frontage: \$33.50

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 80- 272

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED EAST OF UPPER OTTAWA STREET
AND NORTH OF FENNELL AVENUE EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-57 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

- (a) by changing from "B" (Suburban Agriculture and Residential, etc.) district and "C" (Urban Protected Residential, etc.) district to "G-3" (Public Parking Lots) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "G-3" (Public Parking Lots) district provisions applicable to the lands referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. A landscaped area having a width of not less than 6.0 metres shall be provided and maintained on the land along the northerly and westerly lot lines, and
2. A closed fence having a height from grade of not less than 1.2 metres and not greater than 2 metres shall be established and maintained on the land along the northerly and westerly lot lines.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used except in accordance with the "G-3" District provisions, subject to the special requirements referred to in section 2.

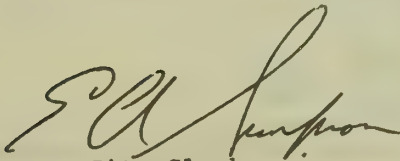
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-722".

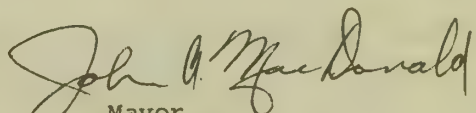
5. Sheet No. E-57 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-722".

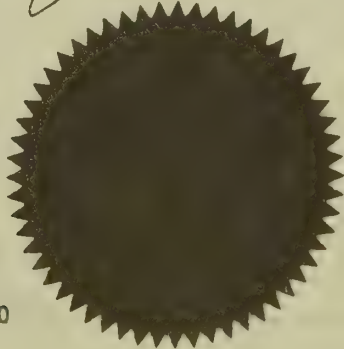
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

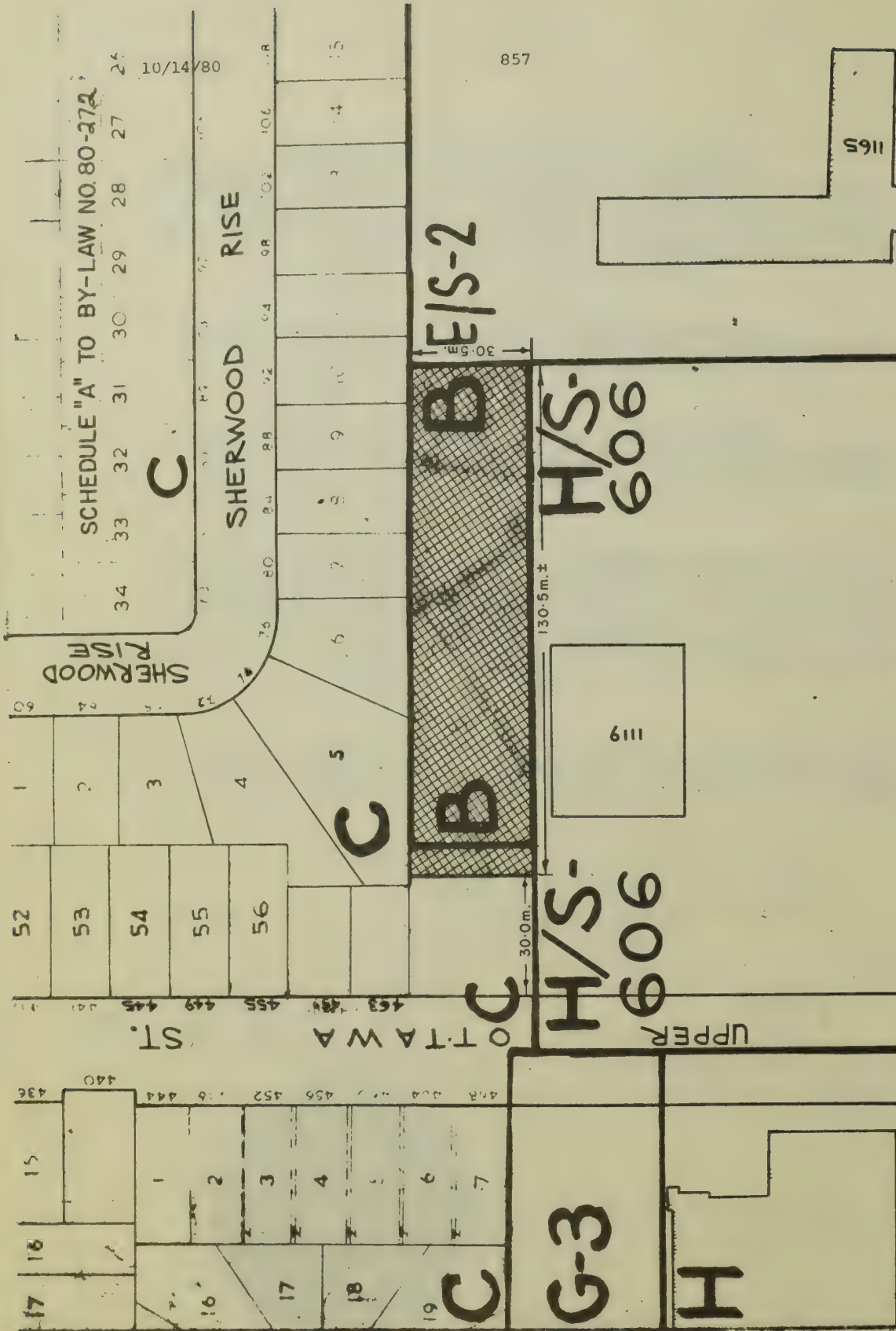
PASSED this 14th day of October A.D. 1980.


City Clerk


Mayor



(1980) 28 R.P.D.C. 2, September 30
397404 Ontario Limited, Owner
Z.A. 80-45



Bill No. 274

This is Schedule "A" to By-law No. 80-272 passed the 14th day of October

Ed Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. McDonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80-273

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 97 PRINCESS STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-21 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July-1950, is amended,

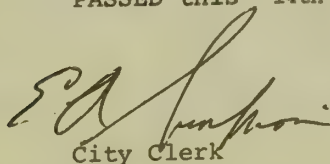
- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "G-3" (Public Parking Lots) district, the land,

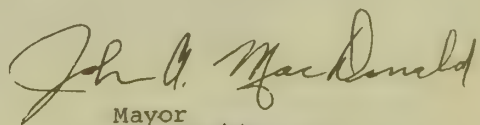
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this By-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

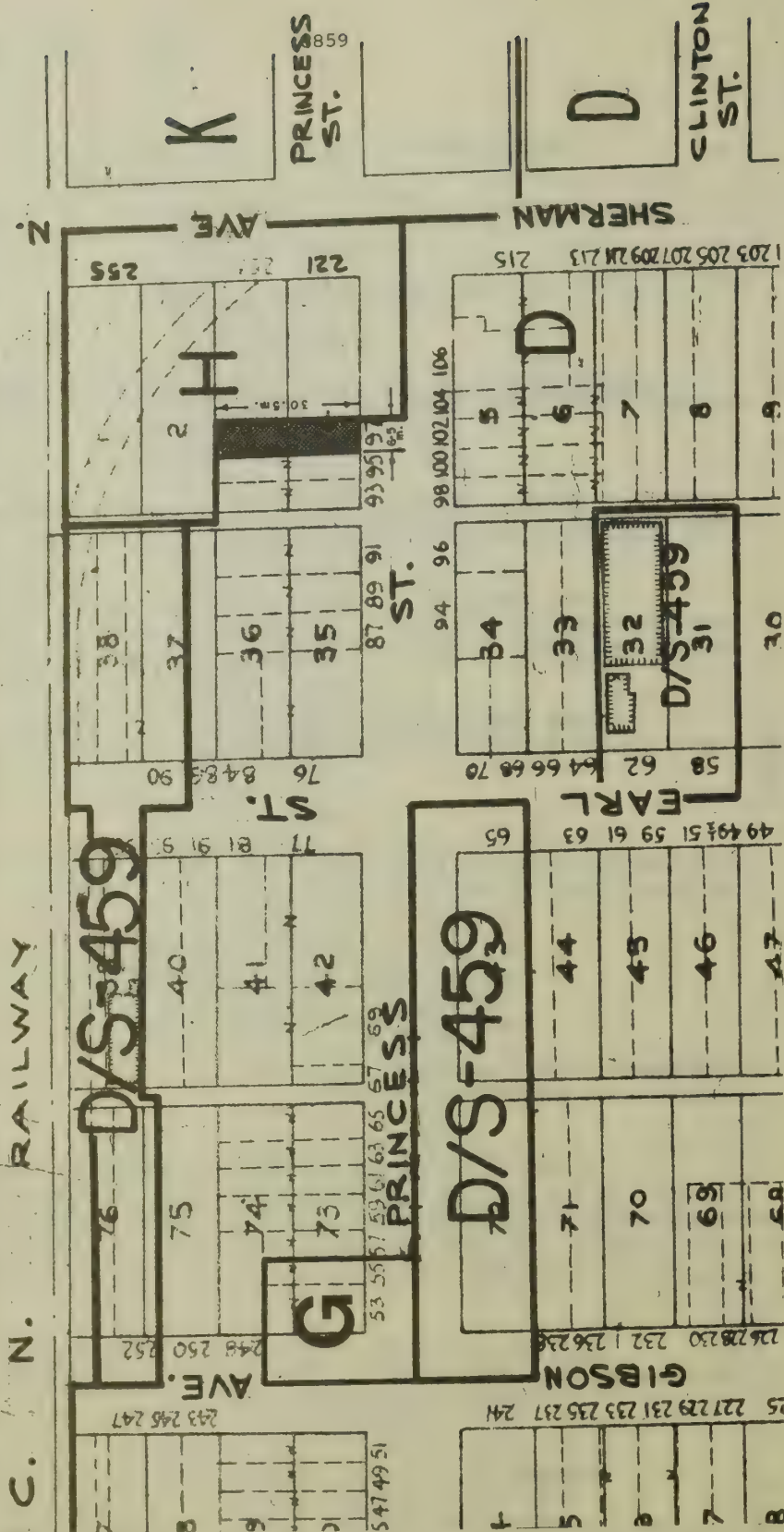
PASSED this 14th day of October A.D. 1980.


City Clerk


Mayor

10/14/80

SCHEDULE "A" TO BY-LAW NO. 80-273



LEGEND

Lands on Part of Sheet No. E-21 of The Zoning District Maps to be re-zoned from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "G-3" (Public Parking Lots) District.

Bill No. 275

This is Schedule "A" to By-law No. 80-273 passed the 14th day of October

THE CORPORATION OF THE CITY OF HAMILTON

SA Simpson
City Clerk

John A. McDonald
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 274

To Amend:

Zoning By-law No. 6593

Respecting:

PROPERTIES IN THE AINSLIE WOOD EAST NEIGHBOURHOOD

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. W-41, W-42, W-46 and W-47 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, are amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district to "C" (Urban Protected Residential, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variance as a special requirement:

- 1. In addition to the uses permitted in section 9(1) of By-law No. 6593, two-family dwellings and three-family dwellings legally established at the time of the passing of this by-law, shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used except in accordance with the "C" District provisions, subject to the special requirement referred to in section 2.

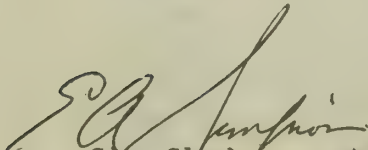
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-720".

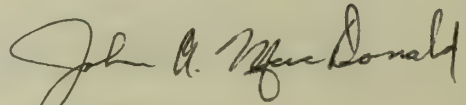
5. Sheets Nos. W-41, W-42, W-46 and W-47 of the District Maps are amended by marking the land referred to in section 1 of this by-law, "S-720".

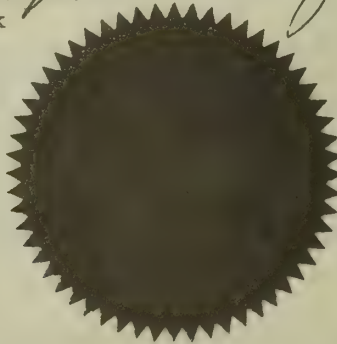
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice..

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

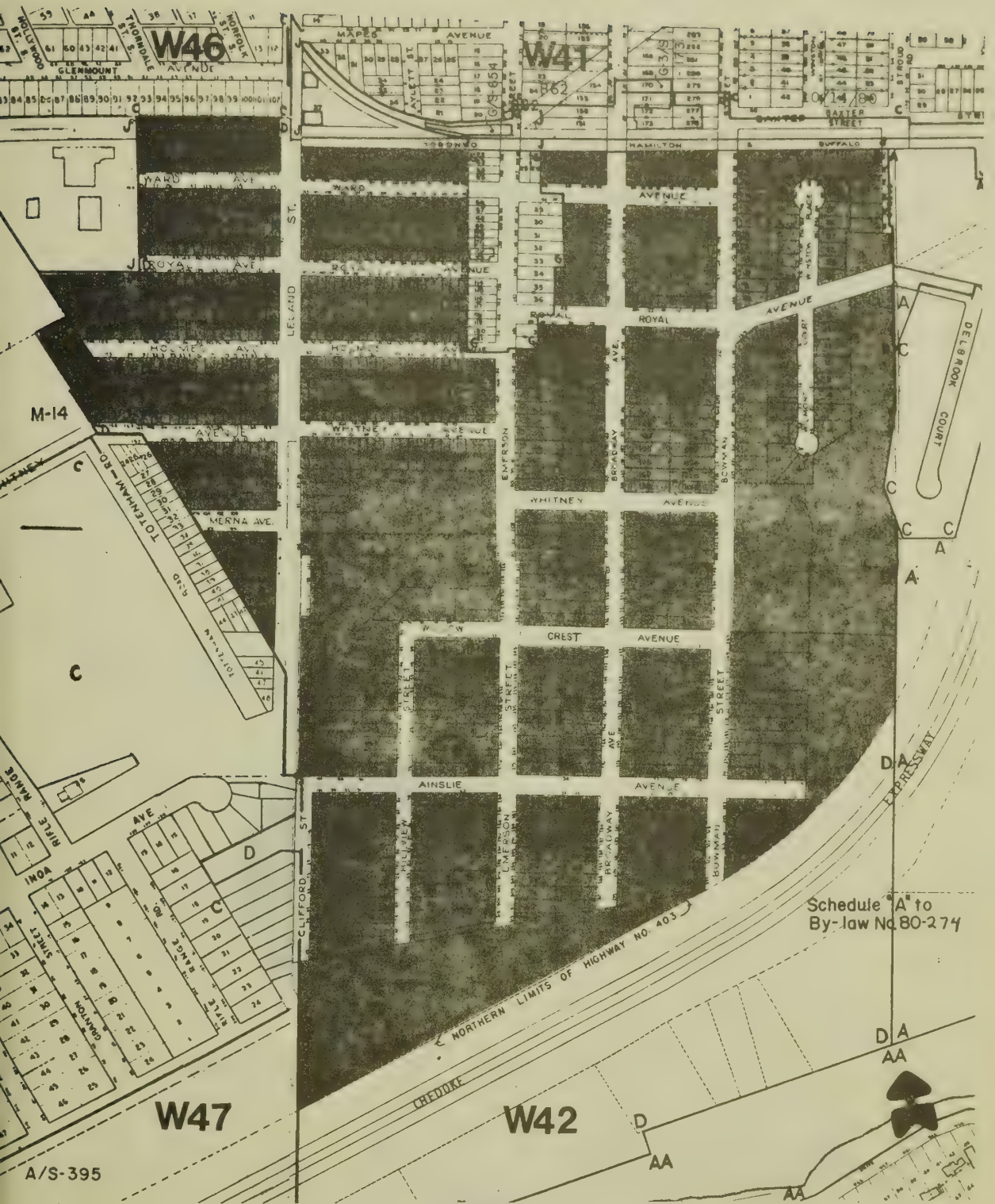
PASSED this 14th day of October A.D. 1980.


City Clerk


Mayor



(1980) 28 R.P.D.C. 1, September 30
City Initiative 80-I



Lands on part of Sheet Nos. W-41, W-42, W-46 and W-47 of the Zoning District maps to be re-zoned from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "C" (Urban Protected Residential, etc.) District.

Bill No. 276

This is Schedule "A" to By-law No. 80-274 passed the 14th day of October

Ed Simpson
City Clerk

THE CORPORATION OF THE CITY OF HAMILTON

John A. MacDonald
Mayor

BY-LAW NO. 80 - 275

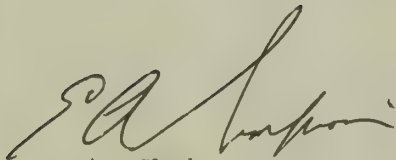
To Amend By-law No. 66-100 To Regulate Traffic

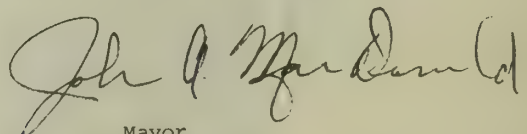
The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 29 (No Stopping Areas) is hereby further amended by adding to Section C (No Stopping 4:00 P.M. - 6:00 P.M.) the following item, namely:-

"Lottridge West Cannon to Somerset".

PASSED this 14th day of October , A.D. 1980


City Clerk


Mayor



BY-LAW NO. 80 - 276

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic, passed on the 29th day of March, 1966 is hereby further amended by deleting from Section 11 (Three Hour Limit - 24 Hours) the following item, namely:-

"Keith Both Douglas to Emerald".

2. Schedule 26A (No Parking Areas, Monday - Friday) is hereby amended:-

(a) by deleting from Section C (No Parking, 8:30 A.M. - 5:00 P.M.) the following item, namely:-

"Blake East Cumberland to Maplewood".

(b) by adding the following subsection, namely:-

"H NO PARKING, 9:00 A.M. - 5:00 P.M.

STREET	SIDE	LOCATION
Blake	East	Cumberland to Maplewood".

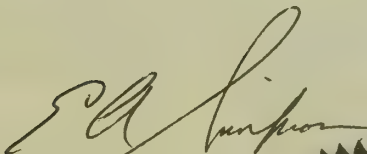
2. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following item, namely:-

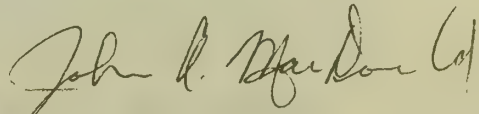
"Lucerne -
Summerhill to Reid North South".

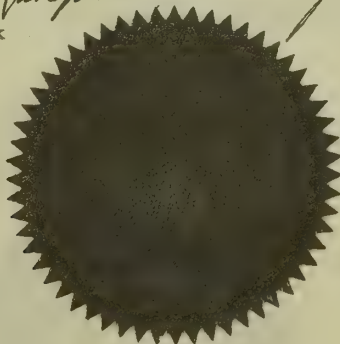
and by adding thereto the following items, namely:-

"Lucerne - Summerhill to Parkdale	North	South
East 32nd, Fennell to Cheryl	East	West".

PASSED this 14th day of October, A.D. 1980.


City Clerk


Mayor



BY-LAW NO. 80- 277

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 14th DAY OF October A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

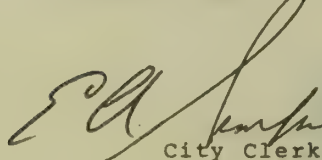
AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

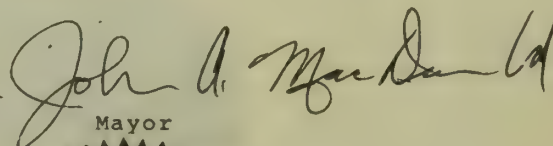
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

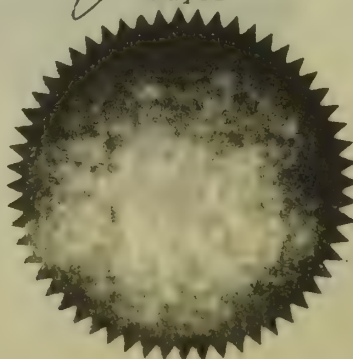
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 14th day of October A.D., 1980.


City Clerk


Mayor



-866-

FILE NO.		
10/28/80		
DEC 15 1980		
ROUTE	RECV.	
ENV. SER.		READ BY
ENG. SER.		
TRANS. SER.		ANS. BY
REG. SURV.		FILED BY
MUN. STREET		

The Corporation of the City of Hamilton

BY-LAW NO. 80- 278

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 39 and 41 DEVONPORT STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "L-mr-2" (Planned Development - Multiple Residential) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended in accordance with section 35(29) of The Planning Act, R.S.O. 1970, Chapter 349, to the extent only of the following variance as a special requirement:

1. The land may be used for the parking thereon of vehicles for a period not exceeding two years from the day of the passing of this by-law or the period during which the owner of the lands at the time of the passing of the by-law continues to be the owner thereof, whichever is the lesser, accessory to the use of the land regulated by the "L-mr-2" District provisions located at municipal numbers 39 and 41 Devonport Street.

2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-717".

3. Sheet No. W-11 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-717".

10/28/80

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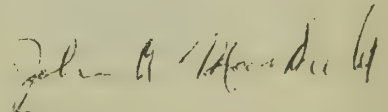
4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

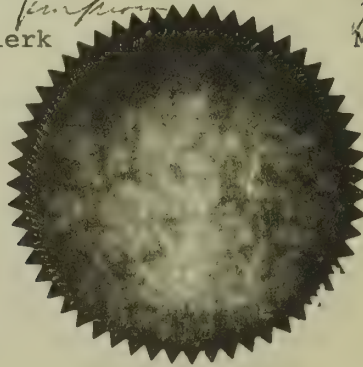
5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

READ A FIRST AND SECOND TIME on the 29th day of
July, A.D. 1980.

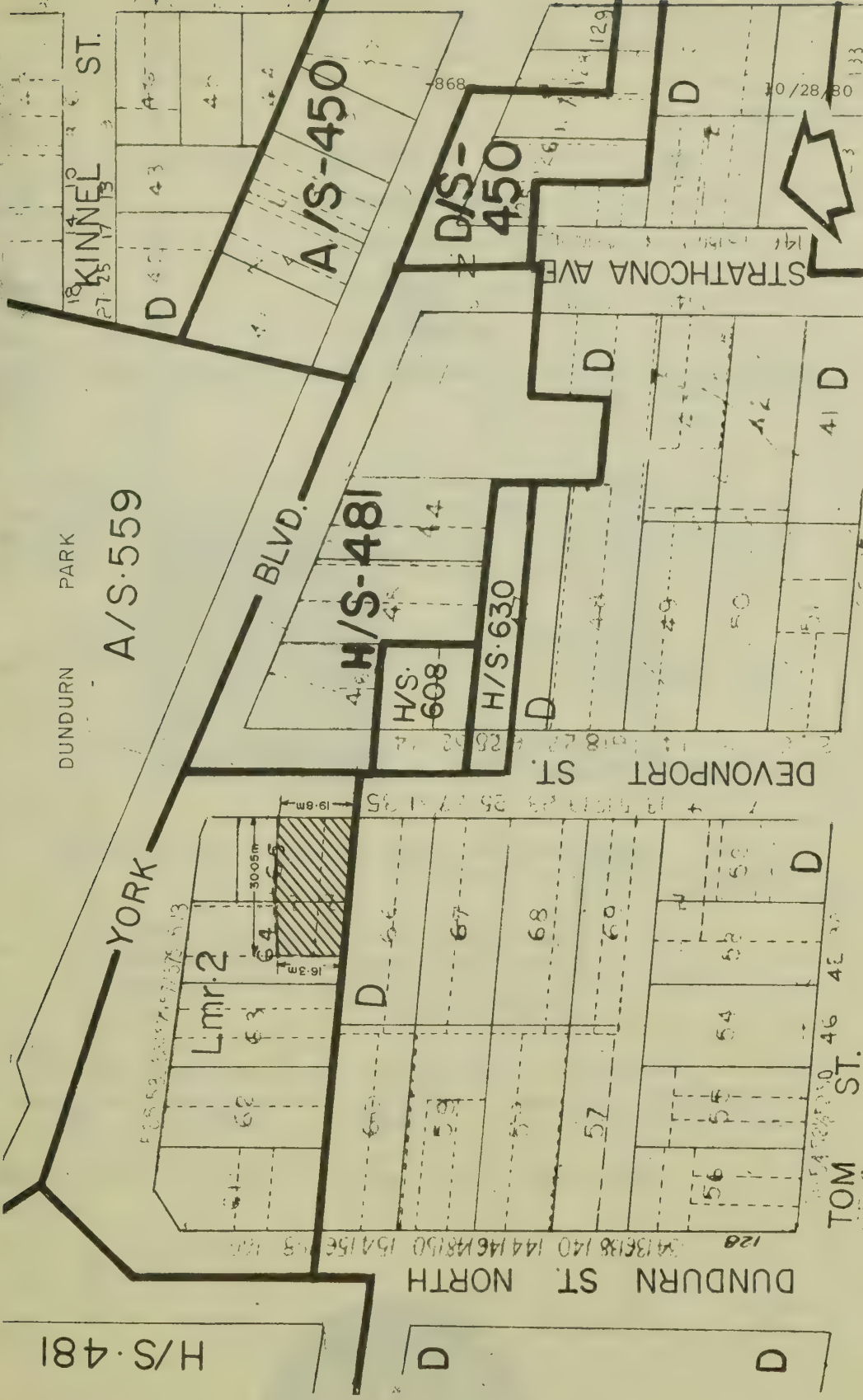
READ A THIRD TIME AND FINALLY PASSED on the 28th
day of October A.D. 1980.


City Clerk


Mayor



(1980) 25 R.P.D.C. 2, July 29
Simcoe and Erie General Insurance Company,
Prospective Owner
Z.A. 80-59



LEGEND



LANDS ON PART OF SHEET No. W-11 OF THE ZONING DISTRICT MAPS TO BE REGULATED BY BY-LAW No. 80-

Bill No. 200

This is Schedule "A" to By-law No. 80-278 passed the 28th day of October, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

E.A. Thompson
City Clerk

John A. Macdonald
Mayor

10/28/80

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The Corporation of the City of Hamilton

BY-LAW NO. 80- 279

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1565 UPPER JAMES STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

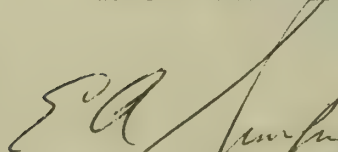
AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land herein-after referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

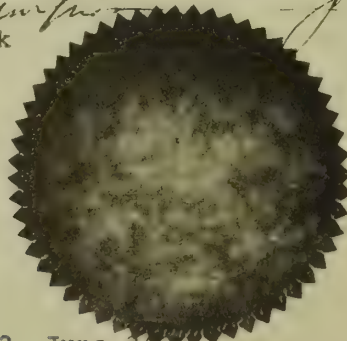
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:
13. Land located at Municipal No. 1565 Upper James Street, shown on Appendix 13 hereto annexed and forming part of this by-law.
2. Schedule "A" is annexed hereto and forms part of this by-law.

PASSED this 28th day of October

A.D. 1980.


City Clerk


Mayor



(1980) 21 R.P.D.C. 2, June 24
D. D'Angelo, Owner
Z.A. 80-43

HH/S-97

AA/S-97

UPPER JAMES ST.

HH

AA

AA/S-574

AA/S-309

61.00 m.

59.00 m.

25.50 m.

0/28/80

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LEGEND

Lands on part of Sheet No. E-9D of the Zoning District maps forming part of By-law No. 6593 designated as an area of Site Plan Control pursuant to Section 35a of The Planning Act.

Appendix 13 to By-law No. 79-275

Bill No. 280

This is Schedule "A" to By-law No. 20-279 passed the 28th day of October, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

[Signature]
City Clerk

[Signature]
Mayor

10/28/80

-871-

The Corporation of the City of Hamilton

BY-LAW NO. 80-280

To Authorize:

An Additional Expenditure of \$91,000.00

Respecting:

FURNITURE AND SHELIVING FOR THE MAIN HAMILTON PUBLIC LIBRARY
IN THE LLOYD D. JACKSON SQUARE

WHEREAS the Ontario Municipal Board by Order dated
the 31st day of January, 1980, (File No. E 791685), approved,

- (a) the undertaking by the public library board of the said corporation of furniture and shelving for the Main Hamilton Public Library at an estimated cost of \$930,000.00,
- (b) the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (c) the issuance of the necessary debentures by The Regional Municipality of Hamilton-Wentworth, chargeable to the applicant corporation;

AND WHEREAS the Ontario Municipal Board by Order dated the 1st day of October, 1980 approved an additional expenditure of \$91,000.00 and the borrowing of money therefor;

AND WHEREAS it is desirable to proceed with the undertaking.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 80-050, passed on the 26th day of February, 1980, is amended by striking out "\$930,000.00" at the end of the section and substituting in lieu thereof "\$1,021,000.00".
2. Section 2 of the said by-law is amended by striking out "\$930,000.00" in the fourth line and substituting in lieu thereof "\$1,021,000.00".

PASSED this 28th day of October A.D. 1980.

[Signature]
City Clerk

[Signature]
Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 281

TO WIDEN CHIPMAN AVENUE,
EAST OF UPPER JAMES STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

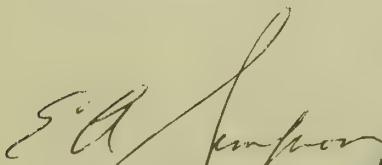
AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Chipman Avenue by incorporating within its limits the lands described in Schedule "A" hereto.

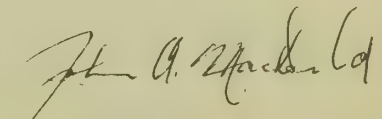
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

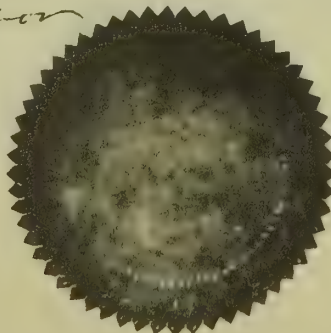
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Chipman Avenue.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of October A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of Part of Lot 1 according to Shangri-La registered in the Land Registry Office for the Registry Division of Wentworth as Plan Number 1053 and designated as Part 1 on a reference plan received and deposited in the said Land Registry Office on September 5th, 1980 as Plan 62R-5493.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 80 - 282

TO WIDEN AND EXTEND PRINCE GEORGE AVENUE,
BETWEEN QUEENSDALE AVENUE AND CHURCHILL AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen & extend a portion of the highway known as Prince George Avenue by incorporating within its limits the lands described in Schedule "A" hereto.

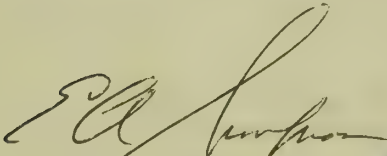
AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

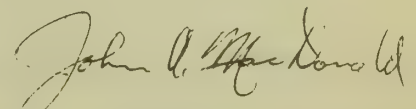
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

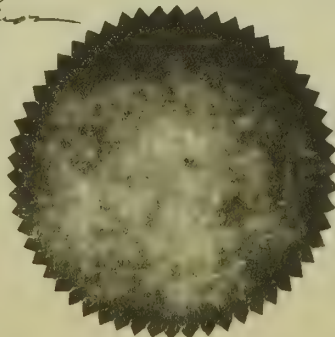
1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Prince George Avenue.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 28th day of October

A.D. 1980.


City Clerk


Mayor



SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth and in the Province of Ontario and being composed of:

FIRSTLY, all of Lot 28 and part of Lots 27 and 29 according to Tweedsmuir Park Addition registered in the Land Registry Office for the Registry Division of Wentworth as number 734 and designated as Part 2 on a reference plan received and deposited in the said Land Registry Office on September 2, 1980 as plan 62R-5482 and

SECONDLY, part of Lots 19, 20 & 21 according to Queens Park Survey registered in the said Land Registry Office as number 449 and designated as Part 3 on the aforementioned reference plan 62R-5482.

The Corporation of the City of Hamilton

BY-LAW NO. 80-283

To Approve:

MINUTES OF SETTLEMENT BETWEEN THE CORPORATION OF THE
CITY OF HAMILTON AND THE HAMILTON HARBOUR COMMISSIONERS
DATED SEPTEMBER 30, 1980

WHEREAS by Writ of Summons No. 4349/76, issued on the 23rd day of June, 1976 by The Corporation of the City of Hamilton, Plaintiff, against The Hamilton Harbour Commissioners and Kenneth Ronald Elliott, Defendants, the Plaintiff's claim was as beneficiary against the Defendants as trustees for an accounting of the trust created by The Hamilton Harbour Commissioners Act, Statutes of Ontario 1912, 2 George V, Chapter 98 and for costs;

AND WHEREAS the action came on for trial on the 29th day of September, 1980 before Mr. Justice G. T. Walsh of the Supreme Court of Ontario;

AND WHEREAS the court adjourned the matter for the purpose that the parties may determine whether a settlement may be reached;

AND WHEREAS it is desirable to achieve such settlement as hereinafter set forth;

AND WHEREAS the Council of the Plaintiff did at its Council meeting held on September 30, 1980, upon due consideration, approve Minutes of Settlement;

AND WHEREAS legal counsel for the City, Mr. W.I.C. Binnie, Q.C., did execute the Minutes of Settlement on behalf of the City on September 30, 1980, following the meeting of City Council;

AND WHEREAS Mr. J. D. Bowlby, Q.C., legal counsel for The Hamilton Harbour Commissioners did execute the Minutes of Settlement on behalf of The Hamilton Harbour Commissioners on September 30, 1980, following the meeting of City Council.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Council of The Corporation of the City of Hamilton, having considered that a settlement of the dispute between The Hamilton Harbour Commissioners and the City of Hamilton is in the best interest of the City, hereby confirms and adopts the Minutes of Settlement, dated September 30, 1980, as follows:

19/28/80

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MINUTES OF SETTLEMENT

The Hamilton Harbour Commissioners (herein called "the Commissioners") and the City of Hamilton (herein called "the City") hereby agree one with the other and consent to Judgement on the matters in dispute between them in this action and counterclaim in accordance with the following terms and conditions:

1. The Commissioners will provide to the City all information not previously disclosed in the course of this action with respect to the management of the Harbour and past dealings of the Commissioners. The City will submit its questions in writing to the Commissioners, who will provide written answers thereto within 30 days of the receipt thereof, and at the City's request, the Commissioners will produce a knowledgeable representative to be orally examined by the City on the written questions and answers so provided and all questions arising therefrom.
2. The Commissioners will in future provide to the City such information as may from time to time be requested by the Council of the City respecting the operations, development plans, and the financial affairs of the Commissioners and the Commissioners undertake that such information will be provided at the earliest date consistent with good business practice following the request. Without limiting the foregoing, the Commissioners will keep the City informed through the City nominee to the Hamilton Harbour Commissioners or otherwise on a continuing basis of all matters respecting the operations of the Commissioners relevant to the City's interests and concerns.
3. The City acknowledges that the Commissioners are charged with the responsibility and discretion for the management and development of the Harbour as it relates to shipping and navigation activities and matters incidental thereto.
4. The Commissioners acknowledge the City's interest in the proper development of lands and water lots within the Harbour, and undertake prior discussion with the City with respect to -
 - (i) permitting, in compliance with the Navigable Waters Protection Act, the further infilling of water lots within the Harbour, or
 - (ii) dealing with land or water lots which in the opinion of the Commissioners are surplus to shipping and navigation requirements.
5. The Commissioners acknowledge that the expression "the Audit Department of the City of Hamilton" in section 17 of the Hamilton Harbour Commissioners Act, 1912 includes

10/28/80

any chartered accountant retained from time to time by the City for the purpose of inspecting all books, documents and papers having reference to the management and development of any property of the Commissioners. Such books, documents and papers shall at all reasonable times be open to inspection by such chartered accountant for the purpose of reporting thereon to the City.

6. The Commissioners acknowledge the beneficial interest of the City in the surplus profits of the Commissioners referred to in section 16 of the Hamilton Harbour Commissioners Act, 1912 and the Commissioners further acknowledge that it is now and has always been trustee for the City and accountable to the City in relation thereto. For greater clarity, it is agreed that the expression "surplus profits" in section 16 means the lesser of profits (i.e. the increase in capital consequent upon the employment of contributed capital) drawn up on normal commercial lines in accordance with generally accepted accounting principles, including accrual of revenue and expenses, or funds reasonably available in liquid form for distribution. In accordance with section 16, reasonable provision will then be made for working capital and for repayment of long-term liabilities, either

- (i) by scheduled instalments in accordance with contractual obligations (and allowing depreciation of fixed assets), or
- (ii) appropriation to a sinking fund in connection therewith.

A deduction will also be made to meet identified capital expenditure requirements for projects for which plans and estimates have been approved by the Commissioners. It is contemplated that from time to time surplus profits may be available for distribution to the City. In the event of disagreement between the Commissioners and the City as to whether there are such surplus profits available for distribution in any year to be paid over to the City Treasurer, either party may cause this issue to be submitted for arbitration to a Board of three independent Chartered Accountants, one appointed by the City, one appointed by the Hamilton Harbour Commissioners and the third appointed by the two first mentioned appointees or, if they cannot agree by the County Court Judge of the County Court of the Judicial District of Hamilton-Wentworth.

7. Without limiting any rights conferred on the City by legislation or otherwise, the Commissioners agree that if the City is of the view that the Commissioners are acting beyond the terms and scope of their responsibilities, duties and obligations under The Hamilton Harbour Commissioners Act, 1912, as amended or re-enacted from time to time, or if the City is of the view that the Commissioners are in breach of their trustee obligations, hereinbefore referred to, the City shall have the status to apply to the Court to have the issue determined.

1928/80

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8. The City acknowledges that subject to the terms of this agreement the Commissioners may acquire, expropriate, hold, sell, lease and otherwise dispose of its real estate, building or other property as it deems necessary or desirable for the development, improvement, maintenance and protection of the Harbour or for any of the other purposes of The Hamilton Harbour Commissioners Act and reinvest the proceeds arising therefrom in its discretion.

9. These Minutes of Settlement are concluded by the City and the Commissioners in the conviction that co-operation between them will work to their mutual benefit and to the benefit of the residents of Hamilton.

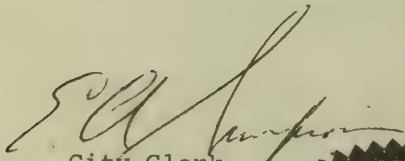
DATED at Hamilton this 30th day of September, 1980.

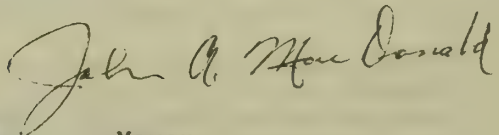
The Corporation of the City of Hamilton

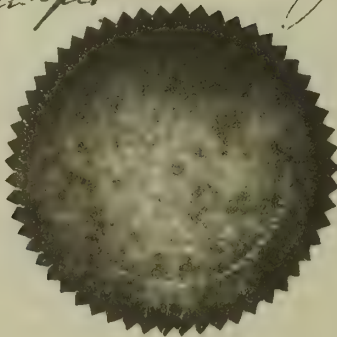
Per: "I. Binnie"
Hamilton Harbour Commissioners

Per: "J.D. Bowlby"

PASSED this 28th day of October A.D. 1980.


City Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 80- 284

To Transfer:

Maintenance, Operation and Management
of The Hamilton Place Convention Centre

To:

THE HAMILTON PLACE CONVENTION CENTRE INC.

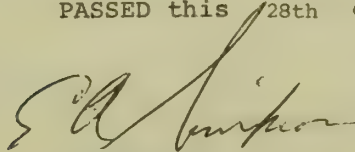
WHEREAS The City of Hamilton Act, 1980 provided for the establishment of the corporation under the name of "The Hamilton Place Convention Centre Inc." for the purpose of maintaining, operating and managing the Hamilton Place Convention Centre in accordance with the provisions of the said Act;

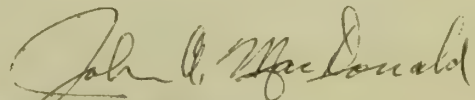
AND WHEREAS it is desirable to implement the said purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

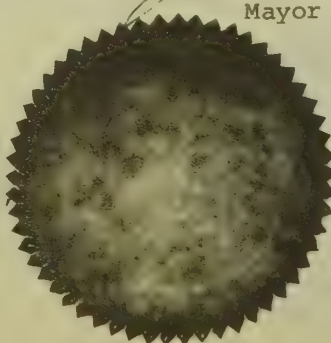
1. In this by-law,
 - (a) "corporation" means The Hamilton Place Convention Centre Inc.;
 - (b) "Convention Centre" has the same meaning as in The City of Hamilton Act, 1980.
2. There is hereby transferred to the corporation, the maintenance, operation and management of the Convention Centre in the public interest for the objects and powers of the corporation.

PASSED this 28th day of October A.D. 1980.


City Clerk


Mayor

Board of Control Direction,
October 16, 1980



10/28/80

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The Corporation of the City of Hamilton

BY-LAW NO. 80-285

To Amend:

By-law No. 75-202

Respecting:

ENCROACHMENT ON THE SOUTH SIDE OF KING STREET WEST
BY THE TRADE AND CONVENTION CENTRE

WHEREAS By-law No. 75-202, passed on the 30th day of July, 1975, in accordance with The City of Hamilton Act, 1975, S.O. 1975, Chapter 97, provided for the encroachment of the Trade and Convention Centre on the south side of King Street West by a maximum of six feet and over the said street to a maximum of ten feet at a height of sixteen feet above street level;

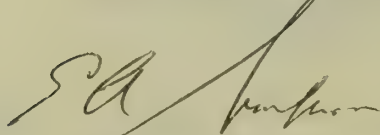
AND WHEREAS The City of Hamilton Act, 1979, S.O. 1979, Chapter 125, provided for a change in dimensions permitting an encroachment on the said street of a maximum of seven feet, six inches and over the said street to a maximum of twelve feet at a minimum height of eight feet above street level;

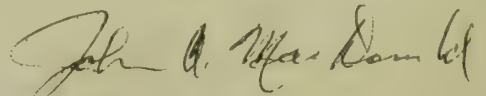
AND WHEREAS it is desirable to amend By-law No. 75-202 to reflect the revised dimensions.

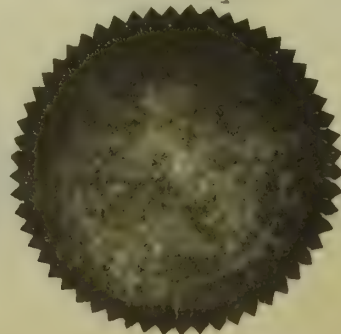
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 75-202 is amended by striking out "six feet" in the second line and substituting in lieu thereof "seven feet, six inches".
2. Section 3 of the said by-law is amended by striking out "ten feet at a height of sixteen feet" in the second line and substituting in lieu thereof "twelve feet at a minimum height of eight feet"

PASSED this 28th day of October A.D. 1980.


City Clerk


Mayor



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10/28/80

The Corporation of the City of Hamilton

BY-LAW NO. 80- 286

To Repeal:

Zoning By-law No. 80-234

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1527 UPPER JAMES STREET

WHEREAS By-law No. 80-032, passed on the 29th day of January, 1980, provided for the rezoning of Blocks 1 and 2 comprised in the rear lands at No. 1527 Upper James Street so as to provide additional parking for the Knights of Columbus building located at the said address at the ratio of one parking space for each six persons lawfully accommodated in the said building;

AND WHEREAS By-law No. 80-234, passed on the 26th day of August, 1980, amending By-law No. 80-032, provided for a minimum of 49 parking spaces;

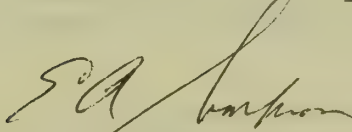
AND WHEREAS in order to comply with the oral decision of the Ontario Municipal Board, given on July 28, 1980, it is necessary to provide for a maximum of 49 parking spaces;

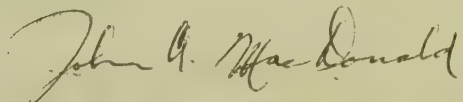
AND WHEREAS it is desirable to repeal By-law No. 80-234 and to replace it by a new by-law.

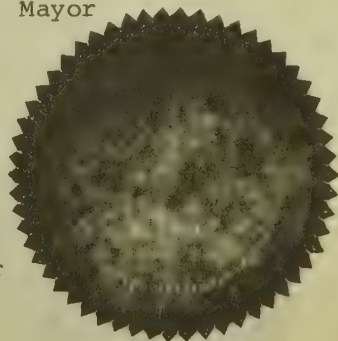
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 80-234 is repealed.

PASSED this 28th day of October A.D. 1980.


City Clerk


Mayor



10/28/80

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The Corporation of the City of Hamilton

BY-LAW NO. 80- 287

To Amend:

Zoning By-law No. 80-032

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1527 UPPER JAMES STREET

WHEREAS By-law No. 80-032, passed on the 29th day of January, 1980, provided for the rezoning of Blocks 1 and 2 comprised in the rear lands at No. 1527 Upper James Street so as to provide additional parking for the Knights of Columbus building located at the said address at the ratio of one parking space for each six persons lawfully accommodated in the said building;

AND WHEREAS the Ontario Municipal Board at a hearing held on July 28, 1980 decided that By-law No. 80-032 will be approved when,

- (a) the by-law is amended to provide for 49 parking spaces on Blocks 1 and 2;
- (b) a site plan is agreed upon between the City and the owner in concert with participation by the objectors;

AND WHEREAS it is intended to amend By-law No. 80-032 as required by the Ontario Municipal Board;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

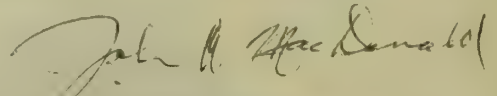
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of paragraph 2 of section 1 of By-law No. 80-032 is amended by striking out "parking" in the third line and inserting in lieu thereof "a maximum of 49 parking spaces" so that the clause shall read as follows:

- (a) there shall be provided and maintained on the land comprised in Blocks 1 and 2, a maximum of 49 parking spaces accessory to the building, at the ratio of one parking space for each six persons lawfully accommodated in the club building.

PASSED this 28th day of October A.D. 1980.


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 80- 288

To Repeal:

Zoning By-law No. 80-232

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF MOHAWK ROAD WEST
AND UPPER HORNING ROAD

WHEREAS the land shown on Schedule "A" to By-law No. 80-173, passed on the 27th day of May, 1980, is zoned "RT-20" (Townhouse - Maisonette) district;

AND WHEREAS By-law No. 80-173 provides for a special requirement to permit a nursing home on Block 1;

AND WHEREAS By-law No. 80-232 provides for a special requirement of a "retirement lodge" replacing the special requirement in By-law No. 80-173 of a "nursing home" on Block 1;

AND WHEREAS By-law No. 80-173, as amended by By-law No. 80-232, has not yet been approved by the Ontario Municipal Board;

AND WHEREAS it is intended to permit both a "nursing home", as provided in By-law No. 80-173, and a "retirement lodge", as provided in By-law No. 80-232;

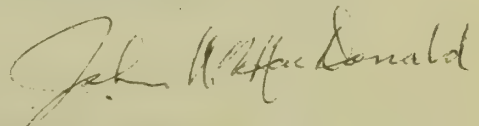
AND WHEREAS in order to accomplish the aforesaid, it is desirable to repeal By-law No. 80-232 permitting a "retirement lodge" in lieu of a "nursing home", so as to provide in a separate by-law for a "retirement lodge" in addition to the "nursing home" permitted under By-law No. 80-173.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 80-232 is repealed.

PASSED this 28th day of October A.D. 1980.


City Clerk


Mayor



10/28/80

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The Corporation of the City of Hamilton

BY-LAW NO. 80- 289

To Amend:

Zoning By-law No. 80-173

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF MOHAWK ROAD WEST
AND UPPER HORNING ROAD

WHEREAS the land shown on Schedule "A" to By-law No. 80-173, passed on the 27th day of May, 1980, is zoned "RT-20" (Townhouse-Maisonette) district;

AND WHEREAS By-law No. 80-173 provides for a special requirement to permit a nursing home on Block 1;

AND WHEREAS it is intended that a nursing home and a retirement lodge shall be permitted on Block 1;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of paragraph 1 of section 1 of By-law No. 80-173 is repealed and the following substituted therefor:

- (a) a nursing home or a retirement lodge having a capacity of not more than 200 beds shall be permitted in Block 1; or
- (aa) a nursing home and a retirement lodge having a capacity of not more than 200 beds shall be permitted in Block 1; and

2. Clause (a) of paragraph 2 of section 1 of the said by-law is amended by adding "or every 3 residents", so that the clause shall read as follows:

- (a) Block 1, parking spaces at the ratio of 1 parking space for every 3 bed patients or every 3 residents; and

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-384b".

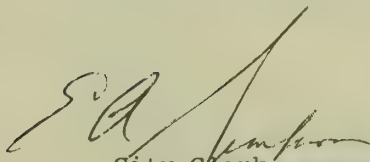
10/28/80

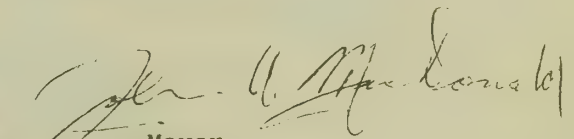
4. Sheets Nos. W-43A and W-43B of the District Maps are amended by marking the land referred to in section 1 of By-law No. 80-173, "S-384b".

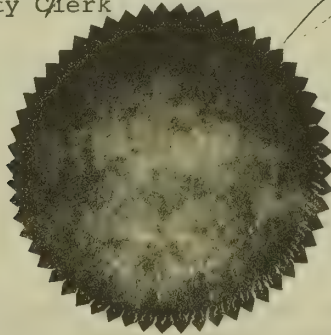
5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of October A.D. 1980.


City Clerk


Mayor



(1980) 18 R.P.D.C. 3, May 13
McNally Bros. (1965) Limited, Owner
Z.A. 80-35

10/28/80

-887-

The Corporation of the City of Hamilton

BY-LAW NO. 80-290

To Amend:

Zoning By-law No. 6593

Respecting:

PENNY ARCADES

WHEREAS General Zoning By-law No. 6593, passed on the 25th day of July, 1950, as amended, provides for the definition of "Penny Arcade" and permits a "Penny Arcade" in the "I" (Central Business District, etc.) District;

AND WHEREAS it is intended to clarify the definition of "Penny Arcade" and to exclude Penny Arcades from the "I" District;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause (iva) of clause D of subsection 2 of section 2 of By-law No. 6593 is repealed and the following substituted therefor:

(iva) "Penny Arcade" shall mean an establishment in which are situate four or more coin operated amusement machines including pinball machines.

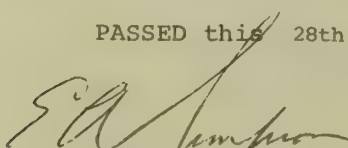
2. Clause (ii) of subsection 1 of section 15 of the said by-law is amended by adding at the end thereof "except a penny arcade", so that the clause shall read as follows:

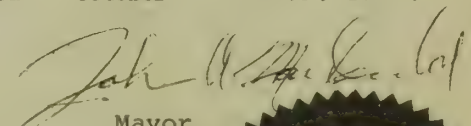
(ii) Any commercial use which is permitted in a residential district or other commercial district except a penny arcade.

3. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

4. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of October A.D. 1980.


City Clerk


Mayor

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10/28/80

BY-LAW NO. 80 - 291

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 9 (Through Highways) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by adding thereto the following item, namely:-

"Upper Ottawa, from the southerly limit of Rymal Road to the southerly end".

2. Schedule 10 (Stops at Intersections) is hereby amended by adding thereto the following items, namely:-

"Enola Avenue	Northbound	Eaglewood Drive
Enola Court	Southbound	Eaglewood Drive
Hadeland Avenue	Eastbound	Clifton Downs Road
Darlington Court	Northbound	Hadeland Avenue
Darlington Drive	Southbound	Hadeland Avenue
Bonaventure Drive	Westbound	Clifton Downs Road
Clifton Downs Road	Northbound	Bonaventure Drive
(East leg)		
Caroga Court	Northbound	Bonaventure Drive
Fassett Avenue	Eastbound	Elgar Avenue
(North leg)		
Fassett Court	Westbound	Elgar Avenue".

3. Schedule 29 (No Stopping Areas) is hereby amended by deleting from Section C (No Stopping 4:00 P.M. - 6:00 P.M.) the following item, namely:-

"Young	South	James to Wellington"
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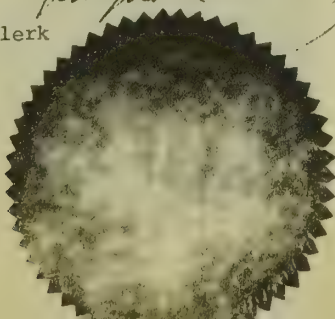
and by adding thereto the following item, namely:-

"Young	South	James to John".
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PASSED this 28th day of October, A.D. 1980.

S. A. Thompson
City Clerk

John A. Macdonald
Mayor



10 /28/80

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BY-LAW NO. 80 - 292

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 26 (No Parking Areas) of By-law No. 66-100 To Regulate Traffic, passed on the 29th day of March, 1966 is hereby further amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Bond	East	Main to 120' northerly
Albany	South	Kenilworth to Harmony".

2. Schedule 26B (No Parking Areas) is hereby amended by adding thereto the following items, namely:-

"Lloyd	South	Lottridge to Chapple	2nd Tuesday of each month 8:00 AM - 12:00 NOON
Hess Street South	West	Aberdeen to south end	2nd Tuesday each month 8:00 AM - 12:00 NOON
Hess Street	East	Main to south end	2nd Wednesday each month 8:00 AM - 12:00 NOON
Caroline Street	West	Hunter to Aberdeen	2nd Thursday each month 8:00 AM - 12:00 NOON
Caroline Street	East	Hunter to Aberdeen	2nd Friday each month 8:00 AM - 12:00 NOON
Bruce Street	West	Markland to Aberdeen	2nd Tuesday each month 1:00 PM - 4:00 PM
Bruce Street	East	Markland to Aberdeen	2nd Wednesday each month 1:00 PM - 4:00 PM
Hilton Street	East	Markland to Aberdeen	2nd Friday each month 1:00 PM - 4:00 PM
Bay Street	West	Aberdeen to south end	2nd Thursday each month 8:00 AM - 12:00 NOON
Bay Street	East	Aberdeen to south end	2nd Friday each month 8:00 AM - 12:00 NOON
Park Street South	West	Bold to Charlton	2nd Tuesday each month 8:00 AM - 12:00 NOON
Park Street South	West	Herkimer to Markland	2nd Tuesday each month 8:00 AM - 12:00 NOON
Park Street South	East	Hunter to Markland	2nd Wednesday each month 8:00 AM - 12:00 NOON
Charles Street	West	Hunter to Bold	2nd Tuesday each month 1:00 PM - 4:00 PM
MacNab Street	West	Bold to Markland	2nd Thursday each month 8:00 AM - 12:00 NOON
Jackson Street	North	Queen to Hess	2nd Tuesday each month 1:00 PM - 4:00 PM
Wesanford Street	North	Caroline to easterly end	2nd Tuesday each month 1:00 PM - 4:00 PM

Bold Street	North	Queen to Bay	2nd Tuesday each month 1:00 PM - 4:00 PM
Bold Street	South	Bay to James	2nd Wednesday each month 1:00 PM - 4:00 PM
Duke Street	North	Queen to Caroline	2nd Thursday each month 1:00 PM - 4:00 PM
Duke Street	South	Queen to MacNab	2nd Friday each month 1:00 PM - 4:00 PM
Robinson Street	North	Queen to MacNab	2nd Tuesday each month 1:00 PM - 4:00 PM
Robinson Street	South	Queen to MacNab	2nd Wednesday each month 1:00 PM - 4:00 PM
St. James Place	South	James to westerly end	2nd Wednesday each month 1:00 PM - 4:00 PM
Chilton Place	West	Markland to south end	2nd Tuesday each month 8:00 AM - 12:00 NOON
Chilton Place	East	Markland to south end	2nd Tuesday each month 8:00 AM - 12:00 NOON
Inglewood Drive	North	James Mountain Road to West End	2nd Tuesday each month 1:00 PM - 4:00 PM
Inglewood Drive	South	James Mountain Road to West End	2nd Wednesday each month 1:00 PM - 4:00 PM

3. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following item, namely:-

Fairleigh -	West	East".
Wilson to Southerly End		

and by adding thereto the following item, namely:-

"Fairleigh -	West	East".
Wilson to Cumberland		

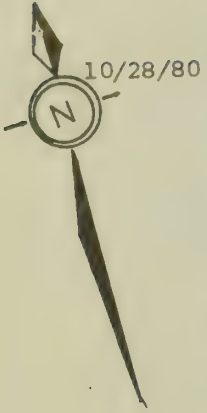
4. Schedule 40 (Time Limit Exemption Areas) is hereby amended by adding the illustrations lettered "H", "J", and "K".

PASSED this 28th day of October, A.D. 1980.

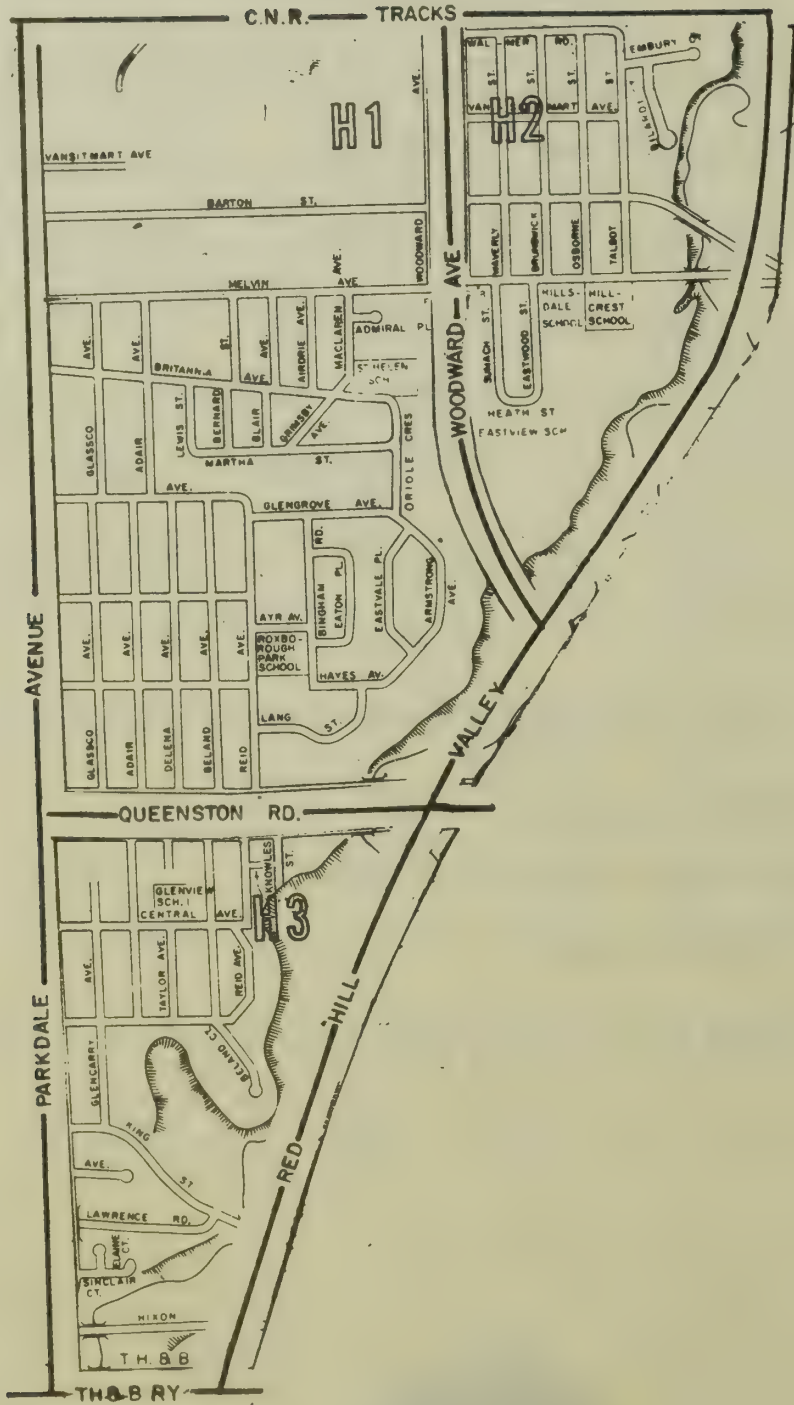
[Signature]
City Clerk

[Signature]
Mayor





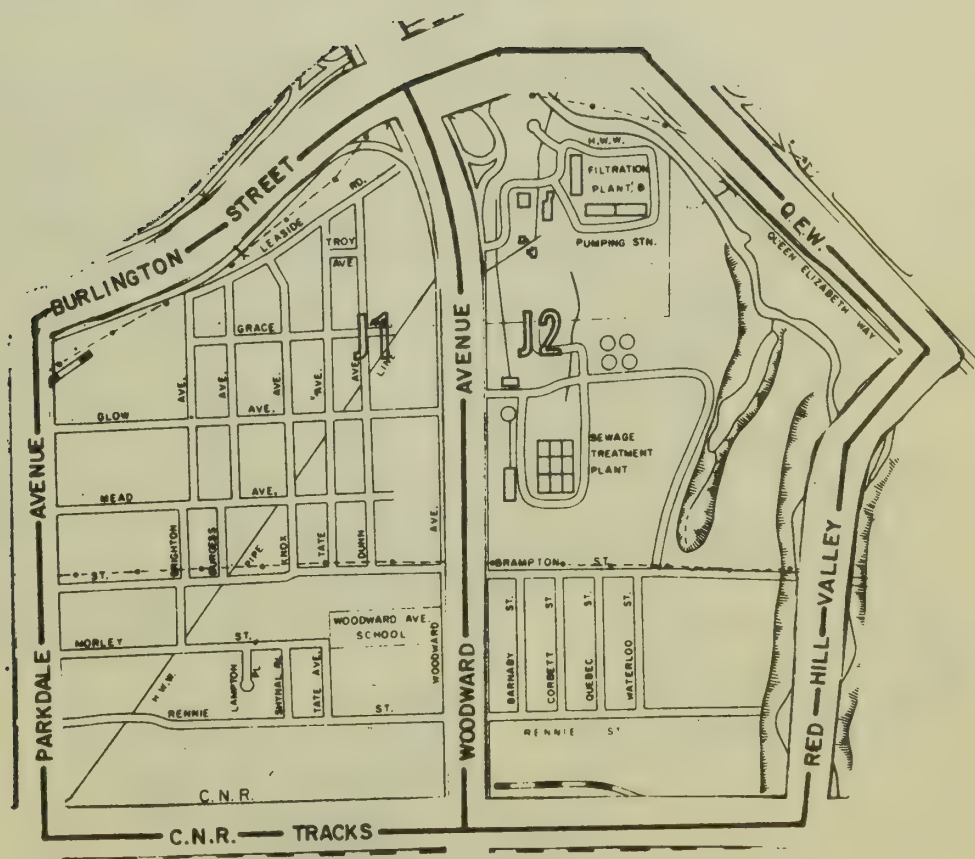
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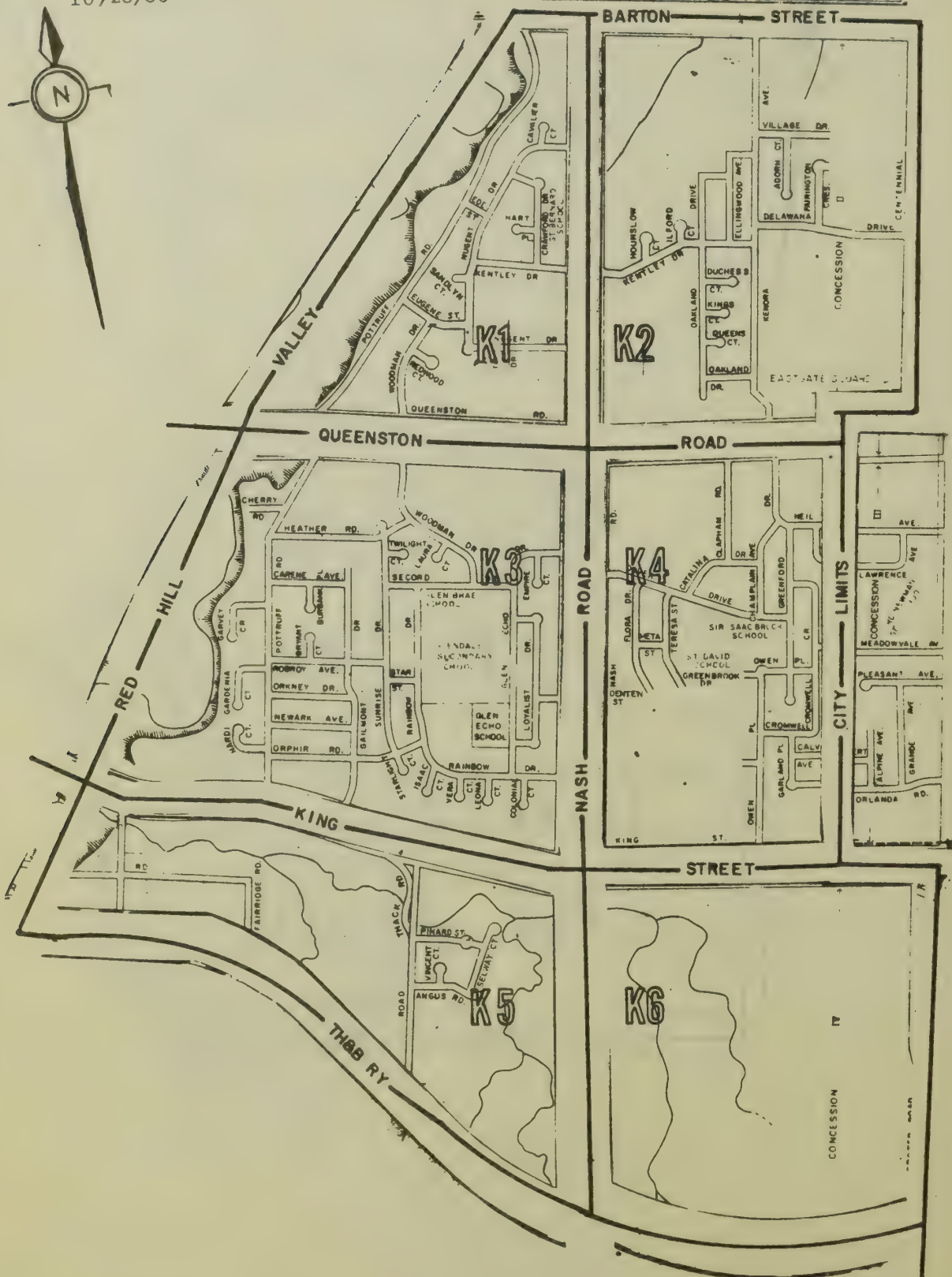
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10/28/80



10/28/80

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BY-LAW NO. 80-293

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28th DAY OF October A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

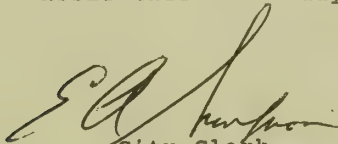
AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

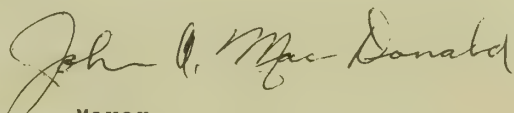
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Report/Reports of the Board of Control and in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Vice-Chairman of the Board of Control and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28th day of October A.D., 1980.


City Clerk


Mayor



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